

JOURNAL OF THE SENATE

Tuesday, June 1, 1937

The Senate convened at 10:00 o'clock A. M. pursuant to adjournment on Monday, May 31, 1937.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Smith, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—37.

A quorum present.

Senator Harper was excused from attendance upon the Session on account of illness.

Prayer by the Chaplain.

The Journal of May 26, 1937, was further corrected as follows:

Page 9, column 1, lines 48 and 49, strike out "Cro-mer" and insert in lieu thereof "Comer."

And as further corrected was approved.

The Journal of May 29, 1937, was further corrected as follows:

Page 10, column 2, between lines 10 and 11 from the bottom, immediately after the title to Senate Bill No. 1121, insert the following:

"The following proof of publication was attached to Senate Bill No. 1121 when it was introduced in the Senate:

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH)

Before the undersigned authority personally appeared Chas. E. Silva, who, on oath, does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the release, cancellation and discharge of State and County taxes outstanding, due and unpaid on the following described real estate, situate, lying and being in the County of Hillsborough and State of Florida, to-wit:

Lots Six (6) and Seven (7) in Block 103 of Hendry and Knight's Map of the Garrison, as the same is recorded in Plat Book 2, at page 73, of the Public Records of Hillsborough County, Florida,

and authorizing and empowering the City of Tampa, a municipal corporation to release, cancel and discharge any outstanding, due and unpaid tax liens of the City of Tampa or assessments for improvements against said real estate and repealing all laws or parts of laws in connection therewith and providing that the Act should take effect upon its passage and approval by the Governor or upon its becoming a law without such approval, has been published at least thirty (30) days prior to this date by being printed in the issues of Friday, March 26, 1937, of Florida Labor Advocate, a newspaper published in Hillsborough County, Florida; that a copy of the Notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed or contemplated law and such copy of the Notice so attached is by reference made a part of this affidavit.

CHAS. E. SILVA.

Sworn to and subscribed before me this 17th day of May, A. D. 1937.

(Seal)

WALTER PIERCE,

Notary Public, State of Florida at Large.
My commission expires May 10, 1941.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN That at the Regular Session of the Legislature of the State of Florida to be held at the City of Tallahassee, Florida, commencing on April 6, A. D. 1937, there will be introduced a proposed law for the relief of Tampa Central Trades and Labor Assembly, Inc., a non-profit

corporation, which proposed law and the substance of the same is as follows:

An Act providing for the cancellation of all outstanding tax sale certificates and tax liens owned and held by the State of Florida, the County of Hillsborough, and other taxing districts of the County of Hillsborough, and enabling the City of Tampa to cancel all outstanding tax sale certificates, tax liens, and assessments for paving, owned and held by the City of Tampa, on certain lands in Hillsborough County, Florida.

WHEREAS, Tampa Central Trades and Labor Assembly, Inc., a non-profit corporation, engaged in educational, literary, benevolent, and charitable work, is the owner of the real estate and improvements thereon hereinafter described; and

WHEREAS, there are outstanding and unpaid tax sale certificates, tax liens, and assessments for paving, against the real estate and improvements thereon herein after described which is used by Tampa Central Trades and Labor Assembly, Inc., for the purpose of the corporation, including a place of meeting, offices, etc., which tax sale certificates, tax liens, and assessments for paving are owned and held by the State of Florida, County of Hillsborough, and other taxing districts of the County of Hillsborough, and the City of Tampa; and

WHEREAS, the property of Tampa Central Trades and Labor Assembly, Inc., is exempt from taxation under the laws of the State of Florida, therefore

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

Section 1. That all tax sale certificates and tax liens for subsequent and omitted taxes owned and held by the State of Florida, the County of Hillsborough, and other taxing districts of the County of Hillsborough, be and the same are released, cancelled and discharged upon the following described real estate and improvements thereon located in Hillsborough County, Florida, to-wit:

Lots Six (6) and Seven (7) in Block 103 of Hendry and Knight's Map of the Garrison as the same is recorded in Plat Book 2, at page 73, of the public records of Hillsborough County, Florida.

Section 2. That the City of Tampa, a municipal corporation, be and it is, through its proper officers and by appropriate proceedings, authorized and empowered to release, cancel, and discharge, any tax sale certificate, tax lien, and assessment for paving, owned and held by it which is a lien on the real estate and the improvements thereon described in Section 1.

Section 3. The proper officers of the State of Florida and the County of Hillsborough are hereby directed to make proper entries on the records and do all things necessary to carry out the provisions of this Act and make the same effective.

Section 4. All laws and parts of laws in conflict herewith are hereby repealed.

Section 5. This Act shall take effect upon its passage and approval by the Governor or upon its becoming a law without such approval.

IN WITNESS WHEREOF Tampa Central Trades and Labor Assembly, Inc., has caused its name to be subscribed and its corporate seal affixed, by its proper officers, thereunto duly authorized, this the 25th day of March, A. D. 1937.

TAMPA CENTRAL TRADES AND LABOR ASSEMBLY,
Inc.,

(Seal)

By W. E. SULLIVAN, President.

Attest:

CHAS. E. SILVA, Secretary.

And as further corrected was approved.

The reading and correction of the Journal of May 31, 1937, was deferred.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 58:

A bill to be entitled An Act to amend Section 6231, Revised General Statutes of the State of Florida, 1920, being also published as Section 8567, Compiled General Laws of Florida, 1927, relating to gain time to be allowed to prisoners for good conduct.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 58, contained in the above report, was ordered to be certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 913:

A bill to be entitled An Act to fix the compensation of Assistant State Attorneys in all Judicial Circuits of the State of Florida which are now, or may hereafter be, composed of six counties, and which now, or may hereafter have, two Circuit Judges, and which have a population of more than 90,000, according to the last State or Federal census.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 913, contained in the above report, was ordered to be certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 957:

A bill to be entitled An Act to authorize the County of Putnam and Board of County Commissioners of Putnam County, Florida, to make special appropriation, for free library service and providing for the expenditure thereof; and providing for the Board of County Commissioners to contract with the public libraries of Putnam County, Florida, for such services.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 957, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 1164:

A bill to be entitled An Act to amend Sub-section F, of Section 2, of Chapter 16,848, Acts of (1935) being entitled "An Act to provide for the relief of the public free schools of the State of Florida by raising revenue for the county school fund by levying and imposing a tax upon the privilege of operating a store or stores within this State, to classify such stores for the purpose of such taxation and of graduating the tax in accordance with the number of stores operated under a single ownership, management or control, to declare the public policy on which this Act is founded; to provide for the administration and enforcement of this Act and for the promulgation and enforcement of rules and regulations to facilitate such enforcement; to provide for the creation and enforcement of a lien upon the property of persons liable for the payment of such tax; to provide penalties for the violation of this Act of rules or regulations lawfully made under the authority hereof to repeal conflicting laws, expressly but on condition including Chapter 16071, Laws of Florida of 1933; and to appropriate the revenues derived hereunder."

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 1164, contained in the above report, was ordered to be certified to the House of Representatives.

REPORT OF ENROLLING COMMITTEE

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Committee Substitute for House Bill No. 72:

A bill to be entitled An Act giving consent by the State of Florida to be sued and made a party defendant in suits in equity brought by any County, City, Village or Town of this State to foreclose its Tax or Assessment Liens on property located therein, so that State Tax Liens against such property may be adjudicated and the State receive its proper and proportionate share of the proceeds of any foreclosure sale in such proceedings in satisfaction of such State Tax Liens; providing that the County and Taxing Districts may be made parties to such suits so as to adjudicate and satisfy their tax liens therein; providing that such suits shall be cognizable only in the Court of the State of Florida, and for the venue of such suits and the service of process therein; providing that the Attorney of Record for the County shall represent its interest and that of the State in such suits and authorizing the recovery of reasonable fees by the City, Village or Town and the County for the services of their respective Attorneys therein.

Also—

House Bill No. 630:

A bill to be entitled An Act to amend Section 9 of Chapter 16880, Acts of 1935, Laws of Florida, the same relating to corporations.

Also—

House Bill No. 801:

A bill to be entitled An Act to amend Sections 3335, Revised General Statutes, being Sections 5179, Compiled General Laws of Florida, 1927, relating to the salary of Judge of County Court.

Also—

House Bill No. 909:

A bill to be entitled An Act to prescribe the Commissions and fix the compensations of the County Assessor of Taxes in the various Counties of the State of Florida having a population of not less than 50,000 and not to exceed 52,500, according to the last State Census.

Also—

House Bill No. 1063:

A bill to be entitled An Act to amend Chapter 17115, Laws of Florida, Acts of 1935, entitled "An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida and providing for the enforcement of the provisions of this Act, and for the punishment of violation thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act:" providing that persons, firms or corporations operating motor vehicles over and upon State Road Number Seventy-Eight and the territory adjacent to said State road within a radius of ten miles thereof shall be exempted from the provisions of said Act and from commission, jurisdiction and control.

Also—

House Bill No. 1280:

A bill to be entitled An Act to repeal Chapter 11924, Laws of Florida, Acts of 1927, same being An Act providing for the payment of the members of the Board of County Commissioners in counties having a population of between seven thousand nine hundred sixteen and eight thousand according to the last State census.

Also—

House Bill No. 1281:

A bill to be entitled An Act to repeal Chapter 12216, Laws of Florida, Acts of 1927, same being An Act to fix the compensation of members of the County Board of Public Instruction in counties having a total assessed valuation of not less than \$5,268,588.00 and not more than \$5,268,589.00 for the year of A. D. 1926.

Also—

House Bill No. 1282:

A bill to be entitled An Act to repeal Chapter 12263, Laws of Florida, Acts of 1927, same being An Act providing for the payment of School Board members in counties having a population of between seven thousand nine hundred sixteen (7,916) and eight thousand (8,000) according to the last State census.

Also—

House Bill No. 1285:

A bill to be entitled An Act to repeal Chapter 14655, Laws of Florida, Acts of 1931, same being An Act with reference to the duties, fees, commission, salaries and compensation of either the Clerk of the Circuit Court, the Sheriff, the County Judge, the County Assessor of Taxes, the Superintendent of Public Instruction, the Tax Collector, the Clerk of the Board of County Commissioners in all counties of the State of Florida having a population of not less than ten thousand six hundred thirty and not more than ten thousand six hundred fifty according to the 1930 United States census for Florida to fix and determine the total compensation to be paid to any such officer covered by the Act providing for the fixing and number of all compensation of all deputies, clerks, employees and assistants of such officers to provide for the duties of each such officer and of the Board of County Commissioners with reference to all of the above, to provide for the distribution of all fees, commissions and salaries or either, collected by such officers and other matters in relation thereto.

Also—

House Bill No. 1347:

A bill to be entitled An Act authorizing the Clerks of the Circuit Court in each of the several counties of the State of Florida having a population of not less than 7,000 and not more than 7,200, according to the last State Census to settle outstanding Tax Sales Certificates held by the State of Florida on lands in such counties upon the basis of the last as-

sessed valuation against such lands, where such last assessed valuation is less than the regular valuation and to waive all interest on such taxes.

Also—

House Bill No. 1383:

A bill to be entitled An Act establishing and creating a breeding ground and reservation for salt water fish in the inland water of certain areas in the State of Florida; describing said areas; prohibiting the use of seines, stop nets and similar devices in said area; regulating the size of mesh of nets and seines and the size of twine used in the manufacture of nets and seines used in said area; prohibiting stop netting and dragging or hauling of any seines or nets in said area; making it unlawful to use nets or seines in certain ways in said waters making it unlawful to possess certain nets and seines in said areas providing for destruction of nets and seines used in the violation of this Act; defining terms used herein and providing penalties for violation thereof; providing for the time of taking effect of this Act.

Also—

House Bill No. 1394:

A bill to be entitled An Act prescribing and regulating the compensation of all ex-officio supervisors of registration in certain counties having a population of not less than 14,550 and not more than 14,600, according to the last Federal Census of the State of Florida.

Also—

House Bill No. 1396:

A bill to be entitled An Act providing for counties having a population of One Hundred and Eighty Thousand or more inhabitants according to the latest Federal or State Census to supplement the State salaries of Resident Circuit Judges from its general revenue and making same a county purpose.

Also—

House Bill No. 1423:

A bill to be entitled An Act to validate and confirm certain adjustments and compromises of taxes heretofore consummated by the Tax Collector, Clerk of the Circuit Court and Board of County Commissioners of St. Lucie County, Florida, under color of legal authority.

Also—

House Bill No. 1424:

A bill to be entitled An Act providing for the cancellation of bonds and other obligations, and coupons thereof, used in payment of county and district taxes of St. Lucie County, Florida.

Also—

House Bill No. 1429:

A bill to be entitled An Act authorizing the Town Council of the Town of Edgewater, Florida, to define certain things as public nuisances within the limits of said Town, authorizing said Town to abate and prevent the same, to collect the cost of such abatement from the real estate upon which such nuisances may exist or be threatened to exist by making the same a lien upon such real estate, providing for the collection of such lien and its enforcement, and providing for a referendum election for the approval of said Act.

Also—

House Bill No. 1437:

A bill to be entitled An Act creating and incorporating a Special Taxing District in Brevard County, Florida, to be known and designated as Brevard Mosquito Control District; fixing and prescribing the boundaries of said district; providing for the government and administration of the same; providing and defining the powers and purposes of said district and of the governing body thereof; authorizing and empowering said district to construct canals, ditches, drains, dikes and the filling of depressions, lakes, ponds or marshes that are the breeding places of mosquitoes; and to do any and all things necessary for the control and complete elimination of all species of mosquitoes in said district; and empowering said district to borrow money on the notes of said district; authorizing and providing for the levy and collection of taxes for the carrying on of mosquito control work; and for the doing of all Acts and things that may be necessary for the control and complete elimination of mosquitoes in said district; to prevent injury to any works constructed under or in pursuance

of this Act; and providing penalties therefor; and authorizing and prescribing generally the powers and duties of said district and its governing authority.

Also—

House Bill No. 1442:

A bill to be entitled An Act creating a Board of Public Instruction consisting of five members for each county of the State of Florida having a population of not less than 140,000, according to the last preceding State or Federal census; providing for the nomination and election of members of such boards; prescribing the powers, duties and compensation of such boards and the members thereof; prescribing certain duties of other officers incident to the functions of such Boards of Public Instruction; and repealing all laws and parts of laws in conflict herewith.

Also—

House Bill No. 1461:

A bill to be entitled An Act to repeal Chapter 14897, Laws of Florida, Acts of 1931, same being an Act to provide that the members of the Boards of Public Instruction of all counties having a population of not less than ten thousand and not more than eleven thousand according to the 1930 United States census for Florida, shall reside in each district from which he is elected and each district that he represents as a member of the Board of Public Instruction of such county and to provide the penalties for the violation of this Act.

Also—

House Bill No. 1532:

A bill to be entitled An Act authorizing the creation of a delinquent tax adjustment board of the City of Cocoa; prescribing its duties, powers and limitations and the period of its existence; and authorizing said board to adjust, compromise and settle delinquent taxes and special assessments; and for other purposes.

Also—

House Bill No. 1536:

A bill to be entitled An Act fixing the compensation of the Board of County Commissioners in all Counties of the State of Florida having a population of more than 9600 and less than 9,775 according to the State Census of A. D., 1935.

Also—

House Bill No. 1551:

A bill to be entitled An Act granting additional powers to the Town of Palm Beach, Florida, and authorizing the Town of Palm Beach, Florida, to levy special assessments against land especially benefitted by the construction of bulkheads and groynes; ratifying, validating, approving and confirming assessments heretofore made against lands within the Town of Palm Beach, Florida, for the erection of groynes and bulkheads; amending the Charter of the Town of Palm Beach with relation to the procedure for authorizing such assessments and levying assessments therefor; authorizing an Annual Appropriation by the Town Council not to exceed \$1,000.00, for distributing or disseminating information relative to said municipality; and repealing all laws in conflict herewith, and providing when this Act shall take effect.

Also—

House Bill No. 1552:

A bill to be entitled An Act to validate all Tax Assessment Rolls of the Town of Palm Beach, Florida, and the levies of taxes by said Town, and the sale by said Town of Palm Beach, Florida, of lands for non-payment of taxes to said Town.

Also—

House Bill No. 1553:

A bill to be entitled An Act to prescribe and establish the boundaries and territorial limits of the Town of Palm Beach, County, Florida, and to approve and confirm ordinances and official acts heretofore taken extending the limits of said Town.

Also—

House Bill No. 1578:

A bill to be entitled An Act to authorize the City of Jacksonville Beach, Duval County, Florida, to provide and prescribe zoning regulations affecting said city.

Also—

House Bill No. 1582:

A bill to be entitled An Act to cancel and annul interest penalties on real property taxes assessed by the City of St. Cloud for the years 1932, 1933, 1934 and 1935, and providing that no interest penalties shall hereafter be added to or collected by said city on said taxes assessed for said years.

Also—

House Bill No. 1583:

A bill to be entitled An Act to enable, authorize and empower the County of Seminole, Florida, to establish a Public County Hospital; to regulate the manner of establishment; to provide for the submission of said question to the electors at the next general election or the calling of a special election for the submission of said question to the electors in said county who are freeholders and to provide for the qualifications of those allowed to vote; to provide for a tax levy for the establishment and maintenance of said hospital and the submission of same in said election; to provide for the issuance of bonds or certificates of indebtedness in anticipation of the collection of said tax levy as determined: To authorize the purchase of property and the erection of buildings and equipment of same; to regulate the manner of operation and maintenance, and to provide that no money shall be required to be expended herein or tax levy be required to be made unless the Government of the United States of America appropriates and allots not less than 40 per cent of the actual cost of erecting of said hospital buildings.

Also—

House Bill No. 1584:

A bill to be entitled An Act to cancel certain bonds issued by the County of Seminole, Florida, and by the Board of Public Instruction for the County of Seminole, State of Florida, now in the custody of the Clerk of the Circuit Court of the County of Seminole, and heretofore accepted in payment of taxes as by law provided, and to authorize the disposition of same by the said Clerk of the Circuit Court.

Also—

House Bill No. 1585:

A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Seminole County, Florida, to regulate traffic and the operation of motor vehicles upon the highways in Seminole County; to install "Stop Signs" at designated intersections and cross-roads, and to erect, install and maintain any and all character of signs and notices or safety devices upon the highways in said county at intersections, crossings, siding or otherwise which will tend to the safety and welfare of the public using said highways or roads, and to provide for the payment of the expense thereof.

Also—

House Bill No. 1586:

A bill to be entitled An Act prohibiting and making it unlawful for live stock to run or roam at large in the following territory in Seminole County, Florida, to-wit Sections Fifteen (15), Sixteen (16), Twenty-one (21), Twenty-two (22), Twenty-seven (27), Twenty-eight (28), Thirty-three (33), Thirty-four (34), and South Quarter (S $\frac{1}{4}$) of Section Nine (9), all in Township (20) South, Range Thirty-two (32) East; providing for the impounding of all such live stock found running or roaming at large and for fees for said impounding and the collection thereof; providing for the sale or other disposition of all live stock impounded; making it a misdemeanor to allow such live stock to run or roam at large in violation of this Act and making the owner of such live stock running or roaming at large in said territory, liable for all damages caused by said live stock and providing a lien therefor, and providing for the submission of said question to the qualified electors in Precinct Number Six (6) in Seminole County at the next general election, and the effective date of said Act.

Also—

House Bill No. 1588:

A bill to be entitled An Act relating to witnesses in criminal cases pending before the Grand Jury, County Solicitor and/or certain courts in all counties in the State of Florida, having a population of more than 180,000 according to the last State census; providing for recognizance, detention and bail of material witnesses in criminal cases in said counties.

Also—

House Bill No. 1592:

A bill to be entitled An Act to amend and supplement the charter of the City of St. Cloud by creating a civil service board for said city, defining its membership, powers and duties, and prescribing rules and regulations for civil service and applicants and employees.

Also—

House Bill No. 1594:

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes and sales of tax certificates made by the City of New Smyrna, Volusia County, Florida, for the years A. D. 1930, 1931, 1932, 1933, 1934, 1935 and 1936, and authorizing the collection of said taxes in the manner provided by law.

Also—

House Bill No. 1604:

A bill to be entitled An Act authorizing the Board of Public Instruction for the County of Polk, State of Florida, to issue interest bearing time warrants or certificates of indebtedness for the purpose of funding outstanding indebtedness of Special Tax School District Number Twenty-two of Polk County, Florida, in an amount not to exceed \$5,000.00; authorizing said board to fix the date, maturities, place of payment and interest rate or rates on said certificates; providing for the levy of a tax on taxable property in said district for the payment of said certificates and interest thereon; and providing that said certificates shall be subject to call at any interest date at par plus accrued interest.

Also—

House Bill No. 1607:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all acts and proceedings of the City Commission of the City of Daytona Beach, in the County of Volusia, State of Florida, and of the City Manager, City Clerk and Collector and City Treasurer of the said city heretofore done and taken in connection with the affairs of said city and ratifying, confirming, validating and legalizing all acts and proceedings of the City Commission, City Manager, City Clerk and Collector and City Treasurer, done and taken during the years 1934 to 1936 inclusive.

Also—

House Bill No. 1616:

A bill to be entitled An Act authorizing the State Board of Administration of the State of Florida, with the consent of the Board of County Commissioners of Volusia County, Florida, to accept refunding bonds and refunding time warrants held by Volusia County, Florida, or any special road and bridge district of said county, and further authorizing the Board of County Commissioners of Volusia County, Florida, to sell, exchange and refund any bonds, time warrants or other securities owned and held by Volusia County, Florida, and repealing all laws in conflict herewith.

Also—

House Bill No. 1618:

A bill to be entitled An Act relating to the compensation of the Clerk of the Criminal Court of Record for services performed in all cases before any Criminal Court of Record in all counties of the State of Florida having a population of not less than Fifty-one Thousand and not more than Fifty-six Thousand, according to the State Census of Florida for 1935.

Also—

House Bill No. 1638:

A bill to be entitled An Act regulating the way and manner of security license to sell and deal in liquors, wines and other beverages containing more than fourteen per centum of alcohol, by weight, to be consumed on the premises where sold in Lee County, Florida; providing for petition for such license; giving incorporated municipalities in Lee County, Florida, the right to make regulations for selling beverages containing more than one per centum of alcohol; regulating sale of alcoholic beverages to be consumed on the premises where sold in Lee County, Florida; providing for penalties for violation of this Act; re-

pealing all laws in conflict with this Act and fixing effective date thereof.

Also—

House Bill No. 1658:

A bill to be entitled An Act abolishing the Board of Bond Trustees of Union County, Florida, as created by Chapter 11259, Laws of Florida, 1925, or by any other law, and investing the Board of County Commissioners of Union County, Florida, with all of the powers and duties and privileges now exercised by or imposed upon said Board of Bond Trustees, and vesting the title to all property now held in the name of the said Board of Bond Trustees of Union County, Florida, in the Board of County Commissioners of Union County, Florida.

Also—

House Bill No. 1669:

A bill to be entitled An Act to validate, ratify and confirm certain provisions of the levy ordinance of the City of Winter Haven, providing for the tax levy of said city for the year 1936.

Also—

House Bill No. 1689:

A bill to be entitled An Act to fix the compensation of the County Commissioners of Columbia County, Florida; providing that such compensation shall be in lieu and stead of all compensation and prerequisites now allowed by law; and providing for the method of payment thereof.

Also—

House Bill No. 1691:

A bill to be entitled An Act giving the Board of County Commissioners of St. Johns County, Florida, the power to construct and maintain an Ocean Pier on Anastasia Island within said County on Atlantic Ocean; to take steps to obtain aid from the Federal Government in connection with the construction of such a pier; to buy, sell, acquire and exchange land in connection with said pier provided that said land is in the immediate vicinity of such a pier; and providing for a referendum in which a majority of the qualified freeholders shall participate and in which a majority voting shall approve this Act before it shall become effective.

Also—

House Bill No. 1711:

A bill to be entitled An Act authorizing the Board of Public Instruction for the County of Polk, State of Florida, to issue interest bearing time warrants or certificates of indebtedness for the purpose of funding outstanding indebtedness of Special Tax School District Number Sixteen of Polk County, Florida, in an amount not to exceed \$5,000.00; authorizing said board to fix the date, maturities, place of payment and interest rate or rates on said certificates; providing for the levy of a tax on taxable property in said district for the payment of said certificates and interest thereon; and providing that said certificates shall be subject to call at any interest date at par plus accrued interest.

Also—

House Bill No. 1717:

A bill to be entitled An Act to authorize Duval County, a political subdivision of the State of Florida, to appropriate monies from the General Fund of Duval County to the American Red Cross Volunteer Life Saving Corps for use by it in patrolling the Ocean Beaches in Duval County and to validate and confirm appropriations heretofore made by Duval County to the American Red Cross Volunteer Life Saving Corps.

Also—

House Bill No. 1722:

A bill to be entitled An Act providing for the office of Purchasing Agent for Dade County, Florida, prescribing his powers and duties and fixing his salary.

Also—

House Bill No. 1725:

A bill to be entitled An Act relating to the expenditure and distribution of moneys derived from gasoline taxes placed to the credit of Okeechobee County and providing that two hundred and fifty-three/Eleven Hundred and forty-thirds (253/1143) of the moneys placed to the credit of said County each month by the State Board of Administration be remitted by

the Board of Administration to such County to be used exclusively for the purpose of paying principal of and interest on the Courthouse Bonds and Jail Time Warrants of such County and bonds issued to refund the same, or at the option of the County for the purpose of purchasing such Bonds and Time Warrants.

Also—

House Bill No. 1730:

A bill to be entitled An Act relating to the sale or exchange of real property of the County of Orange, in the State of Florida.

Also—

House Bill No. 1735:

A bill to be entitled An Act authorizing the State Board of Administration to purchase bonds of Special Tax School Districts Nos. 1 and 2 of St. Johns County, Florida, upon recommendation of the Board of County Commissioners of said county from funds under the control of said Board of Administration to the credit of said county.

Also—

House Bill No. 1738:

A bill to be entitled An Act to exclude from the city limits of Bartow, Florida, certain property.

Also—

House Bill No. 1741:

A bill to be entitled An Act concerning the authority of the City Tax Collector of the City of Tampa to certify delinquent taxes to the City Attorney of the City of Tampa.

Also—

House Bill No. 1743:

A bill to be entitled An Act to organize and establish a County Court in and for Calhoun County, Florida; to prescribe the terms thereof; to fix the compensation of the Judge thereof; to provide for its Prosecuting Attorney and for his compensation; and providing for a referendum.

Also—

House Bill No. 1745:

A bill to be entitled An Act to establish a game preserve in a certain portion of Nassau County, and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years.

Also—

House Bill No. 1748:

A bill to be entitled An Act authorizing and empowering the Broward County Port Authority, the Governing Authority of the Broward County Port District, to donate, convey, transfer and deliver to the United States Government of suitable tract of land of an area not to exceed one-half acre at Port Everglades, Florida, in the Broward County Port District for the purpose of having constructed thereon by the United States Government a suitable custom house at Port Everglades, Florida, and other related matter.

Also—

House Bill No. 1752:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Highlands County, Florida, to issue, deliver, sell or to exchange certain interest bearing time warrants of said county, for the purpose of discharging past indebtedness and for certain other purposes, and providing for the assessment, levy and collection of a tax for the purpose of paying the interest, principal and a sinking fund thereon.

Also—

House Bill No. 1754:

A bill to be entitled An Act ratifying, validating, confirming and legalizing any and all levies and assessments and valuations of properties and levies of taxes made by and on behalf of the Town of Lantana, in Palm Beach County, Florida, from the year A. D. 1925 up to and including the year A. D. 1936.

Also—

House Bill No. 1758:

A bill to be entitled An Act authorizing the issuance of refunding bonds by the City of Delray Beach, Florida, for the

purpose of refunding indebtedness of the former municipalities now merged and consolidated into the City of Delray Beach and authorizing the levy and collection of taxes to pay such refunding bonds.

Also—

House Bill No. 1759:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all assessments, assessment rolls, valuations of properties, levies of taxes and delinquent tax certificates heretofore made by the City of Eustis, Lake County, Florida, prior to this Act becoming effective, together with all Acts and proceedings had, done and performed by the duly constituted authorities and officials of said city in connection therewith, authorizing the collection of said taxes and delinquent tax certificates, and authorizing said City of Eustis, Florida, to sell and assign any and all outstanding delinquent tax certificates now held or hereafter acquired by said City, and granting to the purchasers thereof the rights and remedies for the enforcement of the collection of said certificates as possessed by the City.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

H. S. MCKENZIE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open Session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 60:

A bill to be entitled An Act to regulate the carrying of firearms out of hunting season within the territorial limits of National Forest Areas in the State of Florida, and providing penalties for violation of same.

Also—

House Bill No. 420:

A bill to be entitled An Act granting leaves of absence for governmental officers and employees who as Commissioned Reserve Officers in the United States Military or Naval Service are ordered to an active duty status for training or otherwise, under orders of the United States government.

Also—

House Bill No. 1260:

A bill to be entitled An Act to designate and establish a certain State Road in Brevard County, Florida, as a part of the system of State Roads for State of Florida.

Also—

House Bill No. 1440:

A bill to be entitled An Act authorizing, empowering and directing the State Board of Administration to sell certain bonds held by said board in the interest and sinking fund account of Brevard County, Florida, to the purchaser or purchasers that the Board of County Commissioners of Brevard County, Florida, shall by Resolution direct at and for such sum or sums set forth in said Resolution.

Also—

House Bill No. 1435:

A bill to be entitled An Act to regulate the season for taking or killing certain ducks in all counties having a population of not less than 51,000 and not more than 56,000, according to the State Census of Florida for the year 1935.

Also—

House Bill No. 1491:

A bill to be entitled An Act providing for the creation of a Delinquent Tax Adjustment Board for Brevard County, Florida, prescribing the powers and duties of such board; providing for the creation of Delinquent Tax Adjustment Board of Appeals, and prescribing the powers and duties of such board; providing for the compromise and adjustment of Tax Sale Certificates held by the State upon certain conditions.

Also—

House Bill No. 1518:

A bill to be entitled An Act defining, designating and limiting the open season in which it may be lawful to take, hunt and kill wild game birds in DeSoto County, Florida.

Also—

House Bill No. 1520:

A bill to be entitled An Act to provide, upon payment in cash of all taxes due the State of Florida, for the cancellation and release of all Indian River County and Special District taxes, tax sale certificates and tax deeds issued to and owned by the County of Indian River and/or Special Taxing Districts, on certain lands in the City of Vero Beach, Indian River County, Florida, in which said City of Vero Beach has an interest, for the public good and benefit, more particularly described as follows: All those certain lots or parcels of land lying and being in McAnsh Park, a subdivision in the City of Vero Beach, Florida, according to the plat of said subdivision recorded in the office of the Clerk of the Circuit Court of Indian River County, as follows:

Also—

House Bill No. 1523:

A bill to be entitled An Act prohibiting, in Levy County, Florida, the pursuing, taking, hunting or killing of any game, game birds or game animals on Monday, Wednesday and Friday of each week during the period which, under any law, the hunting, pursuing, taking or killing is permitted by the laws of the State of Florida; providing a penalty for the violation of this Act and repealing all laws and parts of laws in conflict with this Act; and providing that this Act shall take effect immediately upon its passage and approval by the Governor or its becoming a law without such approval.

Also—

House Bill No. 1527:

A bill to be entitled An Act to amend Chapter 6050 of the Laws of Florida, Acts of 1909, being "An Act to legalize the Town Government of Dunnellon, Florida, to fix the corporate limits, and to provide a common seal therefor, and to grant a charter to said municipality" by changing certain sections thereof and adding other sections thereto enlarging the powers of local self government of said municipality, and repealing all laws and parts of laws in conflict herewith.

Also—

House Bill No. 1529:

A bill to be entitled An Act to amend the Acts creating the City of Cocoa; to provide for the method of adoption, publication and effective date of ordinances; that appropriations and tax levies may be made by resolution; to grant authority to the City of Cocoa to regulate and restrict the location of trades and industries and buildings and zoning the city; relating to the waterworks system and the acquirement or construction of docks and issuing bonds therefor; the cancellation of liens against property acquired for public purposes; the cancellation of liens against property excluded from the city; the validation of tax levies made by the city; and for other purposes.

Also—

House Bill No. 1530:

A bill to be entitled An Act providing for the lawful taking of fish by the use of wire baskets in the fresh waters of all counties of the State of Florida having a population of not less than four thousand and two hundred and fifty (4,250) and not more than four thousand and four hundred (4,400), according to the State Census of 1935, and providing the size of mesh of wire to be used in such wire baskets so used, and repealing all laws in conflict with this Act.

Also—

House Bill No. 1531:

A bill to be entitled An Act authorizing and directing the State Board of Administration to pay any coupon or coupons that the Board of County Commissioners of any county having a population of not less than 14,554 and not more than 14,560, according to the State Census of 1935 may specify and direct by resolution and at the price per coupon specified in said resolution, and conferring certain powers, duties and authorities upon the State Board of Administration with reference thereto.

Also—

House Bill No. 1535:

A bill to be entitled An Act to authorize the cancellation of delinquent County Taxes on property acquired by the City of Kissimmee through tax foreclosure sales, or otherwise, against certain lands in Osceola County, Florida, when said property is used for municipal purposes, and directing the proper State and county officials to show such cancellation upon the public records.

Also—

House Bill No. 1539:

A bill to be entitled An Act to prohibit hogs from running at large in Osceola County, and providing for impounding and a penalty for the violation thereof.

Also—

House Bill No. 1541:

A bill to be entitled An Act to fix the compensation to be paid to the City Commissioners of the City of Miami, Florida, a municipal corporation, and an additional sum to be paid to the Mayor Commissioner of said City of Miami, Florida; providing that said compensation shall be paid by the City of Miami, and providing for a referendum thereon.

Also—

House Bill No. 1543:

A bill to be entitled An Act amending Section 24 of the Chapter 17176, General Laws of the State of Florida as approved May 28th, 1935 and filed in the office of the Secretary of the State June 10th, 1935, which is An Act entitled "An Act authorizing all counties having a population of over 180,000 according to the last or any future official Federal and State census and all cities and towns located in said counties, to construct, acquire, improve, extend, operate and maintain certain public works, undertakings and projects; prescribing the mode of procedure for and regulating the issuance and sale of bonds and other obligations to finance such works, undertakings and projects, providing for the payment of such bonds and other obligations; and authorizing agreements with the holders of such bonds and other obligations" by extending the time allowed for borrowing money and issuing bonds to December 31st, 1939.

Also—

House Bill No. 1544:

A bill to be entitled An Act to authorize the commission of the City of Miami, Florida, to establish a fund or funds for the relief or pension of persons in the classified and unclassified service of said city; providing for the receiving of gifts, devises and bequests of money or property for the benefit of such fund or funds; providing for the power to raise by taxation amounts not to exceed two mills on the dollar for such purpose; and to provide that, until the commission shall establish a fund or funds for the relief or pension of persons in the classified or unclassified service as provided in this Act, existing Laws and existing funds for the relief or pension of persons employed by the City of Miami shall continue in full force and effect.

Also—

House Bill No. 1554:

A bill to be entitled An Act requiring the trustees of Atlantic-Gulf Special Road and Bridge District, situated in Indian River and Osceola Counties, Florida, to each give a bond in some approved surety company authorized to do business in Florida, payable to the Governor of Florida, and his successors in office, in the sum of Two Thousand Dollars, conditioned for the faithful performance of the duties of such trustee.

Also—

House Bill No. 1566:

A bill to be entitled An Act to amend Sections 5 and 21 of Chapter 9820, Acts of Legislature of 1923, being Sections 5 and 21 of the Charter of the City of Leesburg, Florida.

Also—

House Bill No. 1587:

A bill to be entitled An Act providing for the employment, duties and compensation of Special Investigators for the Criminal Courts of Record, in all Counties in the State of Florida having a population of one hundred and eighty thousand (180,000) or more, according to the last State Census, to assist the County Solicitors in said counties in the investigation, detection and punishment of crimes committed within said counties.

Also—

House Bill No. 1590:

A bill to be entitled An Act providing for the compensation, sustenance, per diem, and mileage allowance for material witnesses in criminal cases residing in, beyond, within and outside the State of Florida, subpoenaed to appear before any Circuit Court, Criminal Court of Record, Grand Jury and/or County Solicitor in all Counties of the State of Florida having a population of more than 180,000 according to the last State Census.

Also—

House Bill No. 1589:

A bill to be entitled An Act providing for the employment of Assistants to County Solicitors of Criminal Courts of Record in all Counties of the State of Florida having a population of one hundred and eighty thousand (180,000) or more, according to the last State Census.

Also—

House Bill No. 1593:

A bill to be entitled An Act to amend, revise and re-enact the title to, and Section 1, 2, 3 and 5 of Chapter 15,162, Laws of Florida, Acts of 1931, entitled: "An Act to authorize the City of DeLand, a municipal corporation located in Volusia County, Florida, to purchase or otherwise acquire property, real and personal, either within or without the corporate limits of the said City of DeLand, for golf courses, playgrounds, parks and other health and recreational facilities, and to grant to the said City of DeLand the right, power and authority to regulate or restrict the use thereof and to fix, charge and collect such reasonable rates for the use thereof as shall be deemed advisable, to levy and collect a Special Tax to provide funds to carry out the purposes of such Act, to construct, erect and maintain on any such property a jail, stockade or other buildings for the purpose of confining and housing persons convicted of violating the city ordinances of the said City of DeLand, and to require such persons to perform such labor as their health and strength will permit, in laying out, constructing, equipping and maintaining such golf courses, playgrounds, parks and other health and recreational facilities," to include airports.

Also—

House Bill No. 1595:

A bill to be entitled An Act to amend Section 14 of Chapter 14377, Laws of Florida, Acts of 1929, entitled "An Act to abolish the present municipality of the City of St. Cloud, Osceola County, Florida, and to create and establish a municipal corporation to be known as the City of St. Cloud, in Osceola County, Florida; to prescribe the territorial limits thereof; to prescribe the form of government and confer certain powers upon said municipality and the officers thereof; and to provide for the carrying into effect of the provisions of this Act."

Also—

House Bill No. 1596:

A bill to be entitled An Act authorizing the Board of Public Instruction for the County of Polk, State of Florida, to issue interest bearing time warrants or certificates of indebtedness of Special Tax School District Number Four of Polk County, Florida, in an amount not to exceed \$25,000.00; authorizing said Board to fix the date, maturities, place of payment and interest rate or rates on said certificates; providing for the levy of a tax on taxable property in said district for the pay-

ment of said certificates and interest thereon; and providing that said certificates shall be subject to call at any interest date at par plus accrued interest.

Also—

House Bill No. 1598:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all acts and proceedings of the City Commission of the City of New Smyrna, Florida, heretofore done and taken in connection with the affairs of said City and ratifying, confirming, validating and legalizing all acts and proceedings of W. E. Swoope, C. E. Griffin and J. T. Courtney, as members of the City Commission of said City, done and taken during their respective terms of office.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

H. S. McKENZIE,
Chairman of the Joint Committee on Enrolled
Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open Session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Westbrook, as Chairman of the Committee on Rules and Calendar, moved that the rules be waived and when the Senate adjourns at the Afternoon Session it recess to reconvene at 8:00 o'clock P. M., this day, for a two (2) hour Session for consideration of the general order of business.

Which was agreed to by a two thirds vote and it was so ordered.

Senator Westbrook, as Chairman of the Committee on Rules and Calendar, moved that the rules be waived and for the remainder of the Session the final action of the Senate, on all matters, be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Tervin moved that the rules be waived and the Senate do now reconsider the vote by which the motion made by him yesterday that the Senate take up and consider Pension Bills and Claim Bills when the order of the day is reached in the regular order of business, today, was adopted.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which the motion made by Senator Tervin on May 31, 1937, that the Senate take up the consideration of Pension Bills and Claim Bills when the regular order of business is reached today, was adopted.

The question recurred on the adoption of the motion made by Senator Tervin.

Pending the adoption of the motion made by Senator Tervin, by unanimous consent, Senator Tervin withdrew the motion.

Senator Parrish moved that Senate Bills Nos. 712 and 714 be recalled from the Governor's office.

Which was agreed to and it was so ordered.

Senator Tillman moved that House Bill No. 1699 be recalled from the Committee on Appropriations and placed on the Calendar of Bills on second reading, having been in said committee more than seven (7) days.

And it was so ordered, under the rules.

Senator Tillman moved that House Bill No. 260 be recalled from the Committee on Prisons and Convicts and placed on the Calendar of Bills on second reading, having been in said committee more than seven (7) days.

And it was so ordered, under the rules.

Senator Savage moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 913 passed the Senate on May 31, 1937.

Senate Bill No. 913:

A bill to be entitled An Act to fix the compensation of Assistant State Attorneys in all judicial circuits of the State of Florida which are now, or may hereafter be, composed of six counties, and which now, or may hereafter have, two circuit judges.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which Senate Bill No. 913 passed the Senate on May 31, 1937.

The question recurred on the passage of Senate Bill No. 913.

Pending roll call, and by unanimous consent, Senators Wynn and Sharit offered the following amendment to Senate Bill No. 913:

In section 1, line 4 (typewritten bill) strike out the words after the comma following the word judges, insert the following: And which have a population of more than 90,000, according to the last State or Federal census.

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Wynn and Sharit also offered the following amendment to Senate Bill No. 913:

In the title, after the word "Judge" in line five, strike out the period and add the following: ", and which have a population of more than 90,000 according to the last State or Federal census."

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President: Senators Adams, Beacham, Black, Butler, Clarke, Dame, Gomez, Graham, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Murphy, Nordman, Savage, Sharit, Sweger, Tillman, Touchton, Walker, Westbrook, Wynn—27.

Nays—Senators Coulter, Parker, Tervin—3.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Dugger—

Senate Bill No. 1167:

A bill to be entitled An Act authorizing and directing the Board of Public Instruction in counties having a population, according to the 1935 State census, of not less than 7,000 or more than 7,100 to pay out of the funds derived from racing, or such other monies as available, the sum equivalent to \$50.00 per month to such person or persons employed by the Board of County Commissioners as nurse in said county.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Dugger—

Senate Bill No. 1168:

A bill to be entitled An Act to authorize Boards of County Commissioners of counties having not more than 7,110 population and not less than 7,000 population to build, erect, construct and maintain cattle fences and cattle guards on Federal or State highways.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Mapoles—

Senate Bill No. 1169:

A bill to be entitled An Act for the relief of R. H. Brown in the matter of damage done to certain lands owned by him by the building of highways and requiring the Florida State Road Department to pay to the said R. H. Brown the sum of three hundred dollars.

Which was read the first time by title only.

Senator Mapoles moved that the rules be waived and Senate Bill No. 1169 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1169 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and Senate Bill No. 1169 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1169 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Butler, Clarke, Dame, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Murphy, Nordman, Parker, Savage, Sharit, Sweger, Tillman, Touchton, Walker, Westbrook, Wynn—26.

Nays—None.

So Senate Bill No. 1169 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1937 Session of the Florida Legislature, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Senator Walker moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 1043, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 1043:

A bill to be entitled An Act to empower and authorize the Board of County Commissioners of the several counties of the State of Florida, in all counties not having an incorporated city or town located within its boundaries, to give and grant sole and exclusive franchise rights to persons and/or corporations to establish and maintain electric power lines and/or water lines over, upon, and/or under the streets, roads, alleys and/or highways within the several counties classified as above, for the purpose of selling and dispensing electric current for any and all purposes and uses, and/or water to all persons and/or corporations residing in said counties; providing conditions and restrictions under which such rights are to be given, providing for the consideration to be paid for such franchise and the length of time said franchise is to be given for.

Was taken up and read the second time in full.

Senator Walker moved that the rules be waived and Senate Bill No. 1043 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1043 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Butler, Clarke, Dame, Gomez, Hodges, Holland, Johns, Kanner, Kelly, Mapoles, Nordman, Parker, Rose, Savage, Sharit, Sweger, Touchton, Walker—22.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Savage moved that the rules be waived and the Senate do now take up and consider House Bill No. 1011, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1011:

A bill to be entitled An Act for the relief of Mrs. Frances W. Knight, a non compos mentis, providing for the cancellation of certain State tax certificates and State and County taxes upon lots 8, 9 and 25, in block 102, original plat of Inverness, Citrus County, Florida, and providing for the method of cancellation of said State tax certificates and State and County taxes upon said property.

Was taken up and read the second time in full.

Senator Dame moved that the rules be waived and House Bill No. 1011 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1011 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Butler, Clarke, Coulter, Dame, Gomez, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Touchton, Westbrook—29.

Nays—None.

So the bill passed, title as stated, and the action of the

Senate was ordered to be certified to the House of Representatives immediately.

Senator Beacham moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 1113, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 1113:

A bill to be entitled An Act for the relief of F. R. Harrison. Was taken up and read the second time in full.

Senator Beacham moved that the rules be waived and Senate Bill No. 1113 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1113 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Butler, Clarke, Coulter, Dame, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tervin, Tillman, Touchton, Westbrook—29.

Nays—None.

So Senate Bill No. 1113 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1937 Session of the Florida Legislature, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Kendrick moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 791, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 791:

A bill to be entitled An Act to appropriate Fifty Thousand (\$50,000.00) Dollars to the St. Augustine Historical Preservation and Restoration Association, a non-profit corporation to be used solely for the purposes of preservation, acquiring, restoration and maintenance of ancient landmarks, sites and records of antiquity in and relating to the City of St. Augustine, Florida, the expenditure of such money to be under the direction of the governmental body of said city and providing for semi-annual reports of such expenditures to the Comptroller of Florida.

Was taken up and read the second time in full.

Senator Kendrick moved that the rules be waived and Senate Bill No. 791 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 791 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Butler, Coulter, Dame, Gomez, Hinely, Hodges, Holland, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Parrish, Rose, Sharit, Tillman, Touchton, Walker, Westbrook—23.

Nays—Senators Clarke, Johns, McArthur, Parker, Savage, Tervin, Wynn—7.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Kelly moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 58, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 58:

A bill to be entitled An Act to amend Section 6231, Revised General Statutes of the State of Florida, 1920, being also published as Section 8567, Compiled General Laws of Florida, 1927, relating to gain time to be allowed to prisoners for good conduct.

Was taken up and read the second time in full.

Senator Kelly offered the following amendment to Senate Bill No. 58:

In Section 1, line 4, second page (typewritten bill), strike out the word: May and insert in lieu thereof the following: Shall.

Senator Kelly moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Kelly also offered the following amendment to Senate Bill No. 58:

In Section 1, line 5, second page (typewritten bill), strike out the words: Board of Pardons and insert in lieu thereof the following: Commissioner of Agriculture.

Senator Kelly moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Kelly also offered the following amendment to Senate Bill No. 58:

In Section 1, line 3, second page (typewritten bill), strike out the word: Fifteen and insert in lieu thereof the following: Ten.

Senator Kelly moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Kelly moved that the rules be waived and Senate Bill No. 58, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 58, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Butler, Clarke, Coulter, Dame, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Parker, Parrish, Savage, Sharit, Tervin, Tillman, Touchton, Walker, Westbrook—30.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Adams moved that a committee be appointed to escort Honorable J. Graham Black, former member of the Senate from the 30th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to and the President appointed Senators Adams, Clarke and Murphy as the committee.

By permission the following Special Committee Report was received and read:

Tallahassee, Fla., May 31, 1937.

Hon. Stuart Gillis,
President of the Senate,
Tallahassee, Florida.

Under Senate Resolution No. 26, the undersigned were appointed a Committee with powers to employ auditors and investigators to investigate the Administration of the Social Welfare Board.

We employed three auditors and investigators and one stenographer. Their report has been received by said Committee and accepted. By working nights and Sundays they completed this investigation within twenty days. Their report is entirely satisfactory to the committee.

Under Senate Resolution No. 28, \$800.00 was made available for this investigation. We find this amount inadequate. We have spent \$....., leaving a balance of \$..... In fairness to these auditors and investigators we believe they should be paid \$450.00 more, therefore we are asking the Committee on Legislative Expense to furnish us with the above amount of \$450.00 to pay these auditors and investigators the amount we think is due them.

Respectfully submitted,

W. H. Mapoles, Chairman,
Wallace Tervin,
R. S. Adams.

Senator Mapoles moved that the Special Report be adopted.

Which was agreed to and the Special Report was adopted.

The following Message from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 31, 1937

Honorable D. Stuart Gillis,
President of the Senate,
Tallahassee, Florida.

Sir:

The following Acts which originated in your Honorable Body

were approved by me on May 29, 1937, and have been filed in the office of the Secretary of State:

Senate Bill No. 15: Relating to University of Florida.
 Senate Bill No. 380: Relating to State Road.
 Senate Bill No. 399: Relating to Slot Machines.
 Senate Bill No. 400: Relating to State Road.
 Senate Bill No. 573: Relating to State Road.
 Senate Bill No. 650: Relating to West Palm Beach.
 Senate Bill No. 663: Relating to State Road.
 Senate Bill No. 664: Relating to State Road.
 Senate Bill No. 665: Relating to State Road.
 Senate Bill No. 667: Relating to State Road.
 Senate Bill No. 712: Relating to State Road.
 Senate Bill No. 714: Relating to State Road.
 Senate Bill No. 715: Relating to Dunedin.
 Senate Bill No. 757: Relating to State Road.
 Senate Bill No. 763: Relating to State Road.
 Senate Bill No. 771: Relating to State Road.
 Senate Bill No. 795: Relating to Tampa.
 Senate Bill No. 850: Relating to Orange County.
 Senate Bill No. 872: Relating to St. Augustine.
 Senate Bill No. 881: Relating to Levy County.
 Senate Bill No. 902: Relating to Fernandina.
 Senate Bill No. 903: Relating to Fernandina.
 Senate Bill No. 904: Relating to Fernandina.
 Senate Bill No. 915: Relating to Baker County.
 Senate Bill No. 925: Relating to Jackson County.
 Senate Bill No. 934: Relating to Limestone Drainage District.
 Senate Bill No. 944: Relating to Citrus County.
 Senate Bill No. 954: Relating to Crystal River.
 Senate Bill No. 964: Relating to Fernandina.
 Senate Bill No. 968: Relating to Belleair Heights.
 Senate Bill No. 970: Relating to Fernandina.
 Senate Bill No. 971: Relating to Nassau County.
 Senate Bill No. 972: Relating to Nassau County.
 Senate Bill No. 1010: Relating to Suwannee County.
 Senate Bill No. 1065: Relating to State Racing Commission Funds,

and
 Senate Joint Resolution No. 625: Relating to the Constitution.

Respectfully yours,
 FRED P. CONE,
 Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
 President of the Senate.
 Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

Senate Bill No. 301:

A bill to be entitled An Act prescribing certain representations and stipulations to be contained in contracts entered into by the State and its political sub-divisions; prohibiting child labor in the execution of such contracts; prescribing maximum hours, prevailing wages, sanitary and safe conditions in such work; providing for the administration by the Florida Industrial Commission, and providing for penalties for the violation thereof.

Very respectfully,
 J. A. CAWTHON,
 Chief Clerk House of Representatives.

And Senate Bill No. 301, contained in the above message, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was received and read:

Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
 President of the Senate.
 Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

Committee Substitute for House Bill No. 396:

A bill to be entitled An Act relating to and concerning taxation and providing for the sale of tax certificates together with subsequent omitted or levied taxes; and further provid-

ing for vesting of title to land covered by tax certificates in State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
 J. A. CAWTHON,

Chief Clerk House of Representatives.

And Committee Substitute for House Bill No. 396, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was received and read:

Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
 President of the Senate.
 Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 273:

A bill to be entitled An Act amending Section 19 of Chapter 15789, Laws of Florida, Acts of 1931, defining and classifying intangible personal property for the purpose of taxation and the levy and collection of taxes upon such intangible personal property, said Act being cited or referred to as "Intangible personal property taxation Act of 1931." To provide by such amendment that the lien of such intangible personal property taxes shall be upon all real or personal property of the taxpayer in the county in which they are assessed and a lien in other counties from the time action is taken to enforce such taxes in such other counties and to subordinate said lien, whether heretofore or hereafter accruing to the lien of bona fide prior existing mortgages and vendors' liens, and further providing for the enforcement of such prior mortgages or vendors' liens against such tax lien of the State of Florida and consenting to such suits to enforce such prior liens with the making of the Comptroller of the State of Florida a party defendant for and on behalf of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
 J. A. CAWTHON,
 Chief Clerk House of Representatives.

And House Bill No. 273, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was received and read:

Tallahassee, Fla., May 31, 1937.

Hon. D. Stuart Gillis,
 President of the Senate.
 Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 224:

A bill to be entitled An Act authorizing the State Board of Administration to sell or trade any investments in any interest and sinking fund accounts administered by said board.

Also—

House Bill No. 225:

A bill to be entitled An Act authorizing the State Board of Administration to pay interest after maturity on any security of any issue whose interest and sinking funds are administered by said board.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
 J. A. CAWTHON,
 Chief Clerk House of Representatives.

And House Bills Nos. 224 and 225, contained in the above message, were read the first time by titles only and referred to the Committee on Finance and Taxation.

ORDER OF THE DAY

Senate Bill No. 574:

A bill to be entitled An Act to provide for the disposition of unclaimed moneys held by Clerks of the Circuit Court or other public officers for the account of Tax Certificate holders to whom such officers are unable to make payment over of the

amount paid for redemption of Tax Certificates within three months.

Was taken up and read the second time in full.

Senator Kanner moved that the rules be waived and Senate Bill No. 574 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 574 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Holland, Kanner, Kelly, Kendrick, McArthur, McKenzie, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—26.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Westbrook, as Chairman of the Committee on Rules and Calendar, moved that the rules be waived and the Senate do now take up and consider Senate Bills 259, 264, 261, 257, 258, 262, 263 and 729, out of their order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 259:

A bill to be entitled An Act to amend Section 1 of Chapter 15062 of the Laws of 1931, entitled An Act to amend Chapter 12422 of the Laws of 1927 and entitled "An Act making it unlawful for any officer, director or employee of a trust company to make deposits of any of the funds belonging to any particular trust without taking full and adequate security therefor, and prescribing penalty for violation thereof."

Was taken up.

Senator Clarke moved that the rules be waived and Senate Bill No. 259 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 259 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 259 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 259 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senate Bill No. 264:

A bill to be entitled An Act relating to the ascertainment of principal and income and the apportionment of receipts and expenses among tenants and remaindermen, and to make uniform the law with reference thereto.

Was taken up.

Senator Clarke moved that the rules be waived and Senate Bill No. 264 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 264 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 264 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 264 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Ken-

drick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senate Bill No. 261:

A bill to be entitled An Act prohibiting foreign trust companies and banks not authorized to do business in Florida from transacting trust business or exercising trust powers in this State.

Was taken up and read the second time in full.

Senator Clarke offered the following amendment to Senate Bill No. 261:

In Section 1, of paragraph (h) (typewritten bill), at the end of said paragraph, strike out the period and insert comma, and add the following: "Provided further, however, that nothing herein shall prevent any Florida corporation not a bank or trust company and not having trust powers from being its own fiscal agent, transfer agent or registrar concerning its own affairs, stock or securities."

Senator Clarke moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke moved that the rules be waived and Senate Bill No. 261, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 261, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 257:

A bill to be entitled An Act relating to trusts, the administration thereof, and the powers, rights, duties, and liabilities of trustees.

Was taken up.

Senator Clarke moved that the rules be waived and Senate Bill No. 257 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 257 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 257 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 257 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senate Bill No. 258:

A bill to be entitled An Act relating to the transfer of shares and certificates of stock of corporations and to make uniform the law with respect thereto.

Was taken up and read the second time in full.

Senator Clarke offered the following amendment to Senate Bill No. 258:

In Section 17, line 2 (typewritten bill), after the word "destroyed" insert the following: "and the alleged owner or his legal representative shall fail to obtain the issuance of a new

certificate therefor in accordance with the provisions of the corporation's charter or mortgage or deed of trust serving such certificate."

Senator Clarke moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke moved that the rules be waived and Senate Bill No. 258, as amended, be read the third time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 258, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 262:

A bill to be entitled An Act relating to fiduciaries and the liabilities of persons dealing with fiduciaries.

Was taken up.

Senator Clarke moved that the rules be waived and Senate Bill No. 262 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 262 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 262 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 262 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senate Bill No. 263:

A bill to be entitled An Act concerning gifts, devises, bequests, transfers, grants and conveyances of real and personal property for charitable or public purposes.

Was taken up.

Senator Clarke moved that the rules be waived and Senate Bill No. 263 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 263 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 263 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 263 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senate Bill No. 729:

A bill to be entitled An Act relating to trustees, corporation or liquidating agents selected and qualified under authority of Chapter 15874, Laws of Florida, Acts of 1933, authorizing and empowering such trustees, corporation or liquidating

agents to sell and convey real and personal property of the non-liquid assets set aside, transferred and conveyed to such trustees, corporation or liquidating agents, or coming into their hands in the performance of their duties as such trustees, corporation or liquidating agents, and validating and confirming the sales and conveyances of real estate and personal property of such non-liquid assets heretofore made and executed by such trustees, corporation or liquidating agents in the performance of their duties under such Act.

Was taken up.

Senator Clarke moved that the rules be waived and Senate Bill No. 729 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 729 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 729 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 729 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Murphy moved that Committee Substitute for House Bill No. 396 be recalled from the Committee on Finance and Taxation and placed on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senator Murphy moved that the rules be waived and the Senate do now take up and consider Committee Substitute for House Bill No. 396, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Committee Substitute for House Bill No. 396:

A bill to be entitled An Act relating to and concerning taxation and providing for the sale of tax certificates together with subsequent omitted or levied taxes; and further providing for vesting of title to land covered by tax certificates in State of Florida.

Was taken up and read the second time in full.

Senator Rose moved that Committee Substitute for House Bill No. 396 be recommitted to the Committee on Finance and Taxation.

Upon which a roll call was demanded.

Upon the adoption of the motion made by Senator Rose the roll was called and the vote was:

Yeas—Senators Beacham, Coulter, Johns, Kendrick, Mapoles, Parker, Parrish, Rose, Walker—9.

Nays—Mr. President; Senators Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Kanner, McArthur, McKenzie, Murphy, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Westbrook, Wynn—24.

So the motion failed of adoption.

Senator Rose offered the following amendment to Committee Substitute for House Bill No. 396:

In Section 9, (typewritten bill), strike out the entire section.

Senator Rose moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Rose the roll was called and the vote was:

Yeas—Senators Beacham, Dame, Graham, Johns, Kanner, Kendrick, McKenzie, Mapoles, Parker, Parrish, Rose, Sweger, Tervin, Walker—14.

Nays—Mr. President; Senators Beall, Black, Butler, Clarke, Dugger, Gomez, Hinely, Hodges, Holland, Kelly, McArthur, Murphy, Savage, Sharit, Tillman, Touchton, Westbrook, Wynn—19.

So the amendment failed of adoption.

Pending amendment of Committee Substitute for House Bill No. 396, Senator Beall moved that the rules be waived and the further consideration of Committee Substitute for House Bill No. 396 be informally passed, the bill remaining on second reading, and the Senate do now take up and consider the Conference Committee Report on Senate Bill No. 430.

Which was agreed to by a two-thirds vote, and Committee Substitute for House Bill No. 396 was retained on second reading and the Conference Committee Report on Senate Bill No. 430, which reads as follows, was taken up:

June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Hon. W. McL. Christie,
Speaker of the House.

Your Conference Committee, appointed to consider the differences between the two Houses on Senate Bill No. 430, respectfully submits to the Senate and to the House of Representatives that it has complied with the instructions of the House with reference to its original report dated May 28th, 1937, and respectfully recommends to the Senate and to the House of Representatives the following:

1st. That the Senate recede from its position.

2nd. That the House recede from its position.

3rd. That the Senate and House adopt, following the enacting clause of said Senate Bill No. 430, in lieu of the contents of said Senate Bill No. 430, and in lieu of the Amendments adopted by the House, the following:

Section 1. That the following sums under the headings "Salaries," "Necessary and Regular Expenses," "Special Expenses," and under headings representing expenses as herein listed, are hereby appropriated as the amounts to be used to pay Salaries, Necessary and Regular Expenses, Special Expenses, and other Expenses for each Department of the State of Florida as herein listed, to be paid out of the funds herein appropriated for the annual periods beginning July 1, 1937, and July 1, 1938.

THE FOLLOWING OUT OF GENERAL REVENUE

BOARD OF CONTROL

	Annually
Salaries	\$ 5,850.00
Necessary and Regular Expenses	3,000.00
Special Expense	1,500.00

UNIVERSITY OF FLORIDA

Salaries	\$640,000.00
Necessary and Regular Expenses	170,000.00

RADIO STATION WRUF

Salaries	\$ 20,000.00
Necessary and Regular Expenses	20,000.00

Provided, however, if and when said Radio Station WRUF shall by the Board of Control be leased or sold the remaining funds hereby appropriated shall revert to the General Revenue Fund.

AGRICULTURAL EXPERIMENT STATION

Total appropriation	\$414,040.00
(Including Field Laboratories and Special Items as follows:)	

Annually

For Laboratory in either of the counties named below, and experimental Tract, for investigation of diseases affecting, and for experiments improving, tomatoes, celery and other similar crops grown in Manatee, Hendry, Sarasota and Charlotte Counties, and the adjacent areas.....	\$ 15,000.00
Strawberry Investigations Laboratory at Plant City	6,300.00
Citrus Disease Investigations, Laboratory at Cocoa	3,500.00
Potato Disease Investigations	6,000.00
Laboratory at Hastings	2,000.00
Pecan Insect Investigations, Laboratory at Monticello	4,150.00
Celery Investigations, Laboratory at Sanford	10,000.00
Anaplasmosis Laboratory at West Palm	

Beach (Federal Project) Fumigation Research	3,062.50
Grape Pest Investigations.....	3,500.00
Citrus Experiment Station, Lake Alfred	46,451.00
Everglades Experiment Station, Belle Glade	45,339.00
North Florida Experiment Station Quincy	25,968.00
Subtropical Experiment Station, Homestead	21,000.00
Watermelon Investigations, Laboratory, Leesburg	7,000.00
Special—Poultry and Turkey Industry, Teaching and Research	11,000.00
Special—Dairy Husbandry, Teaching and Research	15,540.00
Special to supplement Federal funds in furnishing detailed advance on storms, frosts and freezes for the benefit of farming, growing fishing and shipping interests	18,000.00
Blue Mold Tobacco Disease Investigation	5,000.00

AGRICULTURE EXTENSION SERVICE

Annually

For all purposes, including the Matching of Federal Funds:

Salaries	\$ 48,000.00
Necessary and Regular Expenses	39,000.00

STATE PLANT BOARD

Salaries	\$124,612.00
Necessary and Regular Expenses	30,000.00
Apiary Industry	15,000.00
Special Salaries and Expenses in eradicating Sweet Potato Weevil	5,000.00
Emergency not to be used unless found necessary by the Budget Commission (for the Biennium)	10,000.00

FLORIDA STATE COLLEGE FOR WOMEN

Salaries	\$410,000.00
Necessary and Regular Expenses, And for Special and Necessary Repairs and Alterations	120,000.00
Salaries (Home Demonstration)	4,000.00
Necessary and Regular Expenses, (Home Demonstration)	3,500.00

FLORIDA SCHOOL FOR DEAF AND BLIND

Salaries	\$ 85,000.00
Other Necessary and Regular Expenses	96,000.00

FLORIDA AGRICULTURAL AND MECHANICAL COLLEGE FOR NEGROES

Salaries	\$ 95,500.00
Salaries—Summer School	10,340.00
Other Necessary and Regular Expenses	21,500.00
Special—Necessary repairs to present buildings, and heating system and office equipment	37,500.00

FLORIDA STATE HOSPITAL

Salaries	\$450,000.00
Necessary and Regular Expenses	849,000.00
Incidentals	Annually \$64,000.00

There is hereby appropriated, in addition to the above amounts, to the Board of Commissioners of State Institutions for the use of the Florida State Hospital the sum of \$200,000.00 to be expended for salaries and/or necessary and regular expenses, either for the increase of salaries or for the hiring of new employees or for increasing the medical staff or salaries of the medical staff; provided that none of this appropriation shall be used except upon affirmative vote of the Governor at regular called meeting of the Board of Commissioners of State Institutions, and provided, further, that if any provision of this appropriation of \$200,000.00 is held invalid or unconstitutional, this appropriation shall be ineffective. The above is an annual appropriation.

FLORIDA FARM COLONY

Salaries	\$ 43,720.00
Necessary and Regular Expenses	98,280.00
Provided, that the total amount expended by the Florida	

Farm Colony annually from the above appropriation shall not exceed One Dollar (\$1.00) per day per patient.

Furnishing and equipping new buildings now completed (for the Biennium) 14,000.00

The increase appropriated under the item of salaries shall be used to increase the wages and salaries of the employees of the above institution now drawing Sixty Dollars (\$60.00) or less per month, also to increase the salaries of the medical staff and for additional medical staff.

FLORIDA INDUSTRIAL SCHOOL FOR BOYS

Salaries 45,360.00
Necessary and Regular Expenses 104,640.00
Two dormitories (one year only) 60,000.00
Steam plant and sewage disposal
(For the Biennium) 15,000.00

FLORIDA INDUSTRIAL SCHOOL FOR GIRLS

Salaries 20,000.00
Necessary and Regular Expenses 30,000.00

FLORIDA STATE BOARD OF FORESTRY

Annually
Salaries 45,000.00
Necessary and Regular Expenses 100,000.00
Special-Chapter 17027, for purchase and maintenance of State Forests and Parks 25,000.00

FLORIDA CRIPPLED CHILDREN'S COMMISSION

Salaries 16,500.00
Necessary and Regular Expenses 73,500.00

FLORIDA NATIONAL GUARD

Salaries 36,218.00
Necessary and Regular Expenses 68,000.00
Special Expenses 10,000.00

STATE SERVICE OFFICER

Salaries 5,500.00
Necessary and Regular Expenses 2,000.00

RAILROAD COMMISSION

Salaries 46,500.00
Necessary and Regular Expenses 28,000.00
For Additional Inspectors, and for no other purpose 9,000.00
Emergency for Southern Class Rate Case
(For the Biennium) 13,000.00
Provided, however, that this amount shall be spent when and if approved by the Governor.

STATE LIBRARY BOARD

Secretary 3,000.00
Assistant Secretary 1,200.00
Necessary and Regular Expenses 2,500.00

STATE AUDITING DEPARTMENT

Salaries 90,000.00
Necessary and Regular Expenses 30,000.00
Additional auditors to be used at the discretion of the Governor 17,000.00

JUDICIAL DEPARTMENT

Salaries 326,000.00
Necessary and Regular Expenses 225,000.00

SUPREME COURT

Salaries 57,759.00
Necessary and Regular Expenses 15,000.00
Repairs to Elevator (for the Biennium) 3,500.00

BOARD OF COMMISSIONERS OF STATE INSTITUTIONS

Salaries (Employees of Board) 5,000.00
Necessary and Regular Expenses 2,500.00
For Use of Pardon Board, Special Investigations 3,500.00
Special-Care of Monuments and Battlefields 500.00

STATE GEOLOGICAL SURVEY

Salaries 8,000.00
Necessary and Regular Expenses 4,500.00

GOVERNOR'S OFFICE

Salaries 27,180.00
Necessary and Regular Expenses 24,500.00

OFFICE OF SECRETARY OF STATE

Salaries 35,960.00
Necessary and Regular Expenses 4,500.00
For administering Chapter 16880; printing legal notices 1,800.00
Extra clerical help 2,000.00
Expense of printing general election notices (for the Biennium) 15,000.00

OFFICE OF COMPTROLLER

Salaries 137,686.00
Necessary and Regular Expenses 46,500.00

OFFICE OF STATE TREASURER

Salaries 37,500.00
Necessary and Regular Expenses 6,000.00
Special (bookkeeping machines) (for the Biennium) 4,000.00
Teachers' Salary Fund Distribution 10,600.00
Teachers' Salary Fund Distribution, Necessary and Regular Expenses 1,000.00

STATE TREASURER-INSURANCE DEPARTMENT

Salaries 34,920.00
Necessary and Regular Expenses 7,500.00
Special (Investigations under authority Insurance Commissioner) 1,800.00

OFFICE OF ATTORNEY GENERAL

Salaries 56,620.00
Necessary and Regular Expenses 12,000.00

STATE DEPARTMENT OF PUBLIC INSTRUCTION

Salaries 78,500.00
Necessary and Regular Expenses 21,500.00

VOCATIONAL EDUCATION FEDERAL MATCHING FUNDS

Smith-Hughes 84,785.54
George-Deen 87,700.47
Rehabilitation 22,699.53
Available under Couzens Amendment 10,000.00
State Administrative Fund (Non-Matching Funds) 1,500.00

FOR FREE TEXT BOOKS

Each year, to augment proceeds from special millage, not to exceed \$200,000.00

MISCELLANEOUS

Everglades Fire Control District:
Salaries (Annually) 15,000.00
Necessary and Regular Expenses (Annually) 23,500.00
Expense Collecting Revenue 250,000.00
Stationery, Executive and Legislative 3,000.00
Governor's Mansion—Care, upkeep, repair, painting 5,000.00
Governor's Mansion—Furnishing (Biennium) 2,500.00
Comptroller's Office—Burglary Insurance 1,500.00
Comptroller's Office—Fire Insurance 1,500.00
State Treasurer's Office—Burglary and other Insurance 5,000.00
Revolving Refund Fund 1,500.00
Capitol and Grounds—Lights, fuel, water, ice, supplies, care, repairs, renewals, plumbing, upkeep, salaries, labor 35,000.00
For Caretaker and maintenance of grounds and property of the 4-H Club Camp at McQuarrie, Lake County, Florida, and construction of cottages at Camp Timpoochee, Okaloosa County, Florida, each (for Biennium) 1,000.00
Royal Palm State Park—Care, upkeep 4,000.00

Budget Commission (Biennium)	2,500.00
County Financial Statements	9,000.00
Retired Officers and Employees	5,400.00
Printing Laws (Biennium)	5,000.00
Chair Americanism and Southern History, Chapter 12442	5,000.00
Confederate Museum, Richmond—Chapter 10105....	250.00
For relocating, correcting and cleaning monument on Capitol grounds, or so much thereof as may be necessary to be expended under supervision of the Secretary of State (for the Biennium)	1,000.00
Primary Elections (for the Biennium)	12,000.00
To Varina Davis, Chapter 1890, United Daughters of the Confederacy, for the purpose of maintaining Olustee Monument only	600.00

AND THE FOLLOWING SUMS ARE HEREBY APPROPRIATED FROM SPECIAL FUNDS ONLY, BUT NONE FROM GENERAL REVENUE FUND:

OFFICE OF COMMISSIONER OF AGRICULTURE

Salaries	\$ 55,000.00
Necessary and Regular Expense	41,000.00

STATE MARKETING BUREAU

Salaries	\$ 30,000.00
Necessary and Regular Expense	35,000.00

AGRICULTURE AND CHEMISTRY BUILDING

Salaries	Annually \$ 2,500.00
Necessary and Regular Expenses	2,500.00

STATE CHEMIST

Salaries	29,000.00
Necessary and Regular Expenses	8,500.00

BOARD OF ADMINISTRATION

Salaries	51,280.00
Necessary and Regular Expenses	9,500.00

AND THE FOLLOWING FROM SPECIAL MILLAGES:

STATE PRISON FARM

There is hereby appropriated out of General Revenue an amount which, when added to proceeds from Special Millage, will make up a total of \$586,460.00, of which for:

Salaries	162,100.00
Necessary and Regular Expenses	409,360.00
To increase salaries in lower brackets	15,000.00

All moneys accruing and/or received from the sale of prison goods are hereby appropriated for the use of this institution.

LIVE STOCK SANITARY BOARD

All moneys to come exclusively from the proceeds of $\frac{1}{2}$ mill special millage, of which for:

Salaries	88,000.00
Necessary and Regular Expenses	137,000.00

\$68,718.89 of the foregoing sums appropriated to the Live Stock Sanitary Board is specifically appropriated for the payment of cattle owners as reimbursement for dipping cattle.

STATE BOARD OF HEALTH

Salaries	100,000.00
Necessary and Regular Expenses	125,000.00
Tuberculosis Board	7,500.00

There is hereby appropriated out of General Revenue an amount which, when added to proceeds from Special Millage, will make up a total of \$232,500.00, the foregoing appropriation to be included in said total.

Section 2. All moneys received by the institutions under the management of the State Board of Control and the Board of Commissioners of State Institutions other than from State or Federal sources, are hereby appropriated to the use of the State Board of Control, and the Board of Commissioners of State Institutions, for the respective institutions collecting same, to be expended as said Boards may direct and said moneys shall not be deducted from the sums otherwise appropriated by this Act to said institutions.

Section 3. The State Board of Control is hereby empowered to fix and collect fees for materials, correspondence study and extension teaching, and expenses incident thereto, through the General Extension Department; and it is expressly provided that all such fees so collected by the said Board of Control shall not affect the State Appropriation or be deducted therefrom, and they shall be used only for the purposes for which they are collected, and said fees shall be deposited, for accounting, with the Comptroller of the State of Florida, who upon the order of said Board of Control, shall draw his warrant or warrants on the State Treasurer in payment for the said materials, correspondence study, and extension teaching and expenses incident thereto. In its Biennial Report, the Board of Control shall make report in detail of the expenditure of said funds, together with a report of the work done.

Section 4. Any sum or sums appropriated for salaries, if not required for such purposes, may be applied to other necessary and regular expenses of the Department to which they are appropriated, but in no event shall any sum or sums specifically appropriated for expenses be applied to salaries.

Section 5. That any moneys appropriated by this Act for a designated period which, at the end of such period, remain unexpended or not contracted to be expended, the said unexpended balance may be used for like purposes in the second year of the biennium, but whatever balance remains unexpended, or not contracted to be expended, at the end of the biennium, the same shall revert to the fund from which appropriated.

Section 6. Federal money appropriated by the Congress of the United States to be used for State purposes, whether by itself or in conjunction with moneys appropriated by the Legislature of the State, is hereby reappropriated as far as it may be necessary to the purpose for which same was made available and insofar as the same is permitted by the Federal Statutes.

Section 7. Any Section of this Act, or any special item of appropriation herein contained, if found to be invalid or vetoed by the Governor without over-riding action of the Legislature, shall in noway affect other sections or other items of appropriation contained in this Act.

Section 8. In order to avail themselves of the appropriated items in this bill, it shall be necessary at the usual time and in the usual manner, or when required by the Budget Commission, to present to the Budget Commission an itemized statement of their expenditures making up a total of the appropriations herein provided for, and for additional appropriations or less appropriations to make up such schedules as are necessary to advise the Budget Commission of the sum total of amount for salaries and for necessary and regular expenses to be included in appropriations allowed.

Section 9. All appropriations provided for by this Act are maximum appropriations, based upon the collection of sufficient revenue to meet and provide for such appropriations. If, in the opinion of the Governor, the revenues to be collected will be insufficient to meet the appropriations herein provided for, he shall so certify to the Budget Commission, and the Budget Commission shall adjust and/or reduce the budget of any department or board by the consolidation of positions or duties to the end that efficiency and economy may result therefrom, and the appropriations kept within the revenues of the State. In the event the Budget Commission shall fail to adjust and/or reduce the budgets of the several departments after the Governor has certified that the anticipated revenue will not permit of the maximum appropriation herein made, the Governor is hereby vested with power and authority to effect such changes by executive order, it being the intent and purpose of this Section to prevent any deficit in any department of the State Government, and that the revenues available shall be used in the most efficient and economical manner. Provided, however, that this Section shall not be construed to mean that the Governor or the Budget Commission has the power to eliminate any Department of Government.

Section 10. The Board of Control shall determine the length of the school term of all Educational Institutions for which funds are appropriated herein.

Section 11. No moneys appropriated by this Act to pay any department or office shall be used to maintain a State Purchasing Department or similar agency.

Section 12. None of the appropriations from the General Revenue Fund provided for herein shall be available to any

department of the State Government unless and until the head of such department shall prepare and file with the said Budget Commission full and complete statement of all anticipated revenues, receipts and expenditures in detail, reasonably to be expected by such department covering the annual periods beginning July 1st, 1937, and July 1st, 1938. Said statement or budget shall include the amount which said department anticipates it will receive from all sources, including the appropriation from General Revenue made hereunder, as well as all other revenues received from any sources whatsoever, and said statement of expenditures shall include all expenditures anticipated to be made, giving details as to the number of employees, amount to be paid employees, and itemized estimate of moneys to be spent for expenses and maintenance of each department, said statement or budget shall be filed with the State Budget Commission and approved by it prior to Just 1st, of the fiscal year of which the appropriation is made, and in the event said budget shows said estimate of expenditures will be less than the estimate of revenues, the appropriation contained herein shall be diminished for that fiscal year by the amount shown in such budget as an anticipated surplus.

Section 13. All laws or parts of laws in conflict herewith are hereby repealed.

Section 14. This Act shall take effect on July 1, 1937.

Respectfully submitted,

PHILIP D. BEALL,

ERNEST R. GRAHAM,

J. D. DUGGER,

On behalf of the Senate.

J. H. SCALES,

FRED D. BRYANT,

C. PARKHILL MAYS,

On behalf of the House of Representatives.

Senator Beall moved the adoption of the foregoing Conference Committee Report on Senate Bill No. 430.

Which was agreed to and the foregoing Conference Committee Report on Senate Bill No. 430 was adopted, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Senator Hodges moved that the Senate do now adjourn.

Which was agreed to and the Senate took a recess at 12:58 o'clock P. M. until 2:30 o'clock P. M., today.

AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M. pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—36.

A quorum present.

Committee Substitute for House Bill No. 396:

A bill to be entitled An Act relating to and concerning taxation and providing for the sale of tax certificates together with subsequent omitted or levied taxes; and further providing for vesting of title to land covered by tax certificates in State of Florida.

Which was pending amendment at the hour of recess, having been read the second time in full today, was taken up.

Senator Rose offered the following amendment to Committee Substitute for House Bill No. 396:

In Section 3, line 11 (typewritten bill), strike out the period and insert in lieu thereof the following: ", and a copy of said notice shall be mailed to the last known address of the owner of the property to be sold as shown by the tax books of the county."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose also offered the following amendment to Committee Substitute for House Bill No. 396:

In Section 9, line 2 (typewritten bill), strike out the word: "two" and insert in lieu thereof the following: "four"

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose also offered the following amendment to Committee Substitute for House Bill No. 396:

In Section 9, line 13 (typewritten bill) add the following: "Provided, however, that any person entitled to redeem from tax sales shall be entitled to redeem the property from the purchaser from the trustees of the Internal Improvement Fund during a period of two years after the sale by the payment of the amount paid to the trustees of the Internal Improvement Fund, together with costs of executing and recording the deed, together with interest at the rate of four per cent per annum."

Senator Rose moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Rose also offered the following amendment to Committee Substitute for House Bill No. 396:

In Section 6, line 7 (typewritten bill) strike out the word: "one" and insert in lieu thereof the following: "two."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose also offered the following amendment to Committee Substitute for House Bill No. 396:

In Section 7, line 3 (typewritten bill) strike out the word "one" and insert in lieu thereof the following: "two."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose also offered the following amendment to Committee Substitute for House Bill No. 396:

In Section 6, line 4 (typewritten bill) strike out the word: "one" and insert in lieu thereof the following: "two."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy moved that the rules be waived and Committee Substitute for House Bill No. 396, as amended, be read the third time in full and put upon its passage.

Upon which a roll call was demanded.

Upon the adoption of the motion made by Senator Murphy the roll was called and the vote was:

Yeas—Mr. President; Senators Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Kanner, Kelly, McArthur, McKenzie, Murphy, Nordman, Savage, Sharit, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—25.

Nays—Senators Beacham, Coulter, Graham, Johns, Kendrick, Mapoles, Parker, Parrish, Rose, Sweger—10.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 396, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Hinely, Hodges, Holland, Kanner, Kelly, McArthur, McKenzie, Murphy, Savage, Sharit, Tervin, Tillman, Touchton, Westbrook, Wynn—24.

Nays—Senators Beacham, Coulter, Graham, Johns, Kendrick, Mapoles, Parker, Parrish, Rose, Walker—10.

So the bill passed, as amended, and the action of the Senate was ordered to be immediately certified to be House of Representatives.

The following pair on the roll call on Committee Substitute for House Bill No. 396 was announced and filed with the secretary:

I am paired with Senator Harper. If he were present he would vote "aye" and I would vote "no."

R. L. SWEGER.

Senator Westbrook moved that the Senate do now revert to the consideration of Reports of Committees.

Which was agreed to.

REPORT OF COMMITTEE ON RULES AND CALENDAR

Honorable D. Stuart Gillis,

President of the Senate,

Tallahassee, Florida.

Sir:

Your Committee on Rules and Calendar respectfully rec-

ommends the adoption of the following rule for the closing days of the Session:

1. That no general bills except Committee bills be introduced after the morning Session on Wednesday, June 2nd; that no local bills be introduced after the evening Session to be held on Thursday, June 3rd.
2. That the Senate discontinue the consideration of all Senate bills other than revenue bills and local bills on Wednesday at the close of its Session.
3. That the passing or consideration of all bills shall cease at 3 P. M., Friday, June 4th.
4. That this rule can not be waived except by unanimous consent.

Respectfully submitted,
GEO. F. WESTBROOK,
J. J. PARRISH,
H. S. McKENZIE,
W. M. TERVIN,
A. G. McARTHUR.

Committee on Rules and Calendar.

Senator Westbrook moved the adoption of the foregoing Report of the Committee on Rules and Calendar.

Which was agreed to and the report was adopted.

Senator Hodges moved that a typewritten copy of the rules contained in the above report be placed on the desk of each Senator by tomorrow morning.

Which was agreed to and it was so ordered.

Senator Beall moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 293, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 293:

A bill to be entitled An Act directing the State Board of Institutions to immediately contract for the purchase of, and construction of, an elevator or escalator in the Capitol Building in the State of Florida, Tallahassee, Florida, and for the appropriation of a sum of money for the carrying into effect the provisions of this Act.

Was taken up and read the second time in full.

Senator Beall moved that the rules be waived and Senate Bill No. 293 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 293 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Beacham, Beall, Black, Butler, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Kanner, Kelly, Kendrick, McArthur, Mapoles, Parrish, Rose, Sharit, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—26.

Nays—Senators McKenzie, Savage—2.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Beall now presiding.

House Bill No. 298:

A bill to be entitled An Act to amend Section 4 of Chapter 17474, Laws of Florida, Acts of 1935, being an Act entitled "An Act to Provide Educational Opportunities at State Expense for Children of a Deceased Veteran of the Militia, Naval, Marine or Nurses Corps of the United States entering such service from the State of Florida, said veteran dying in service between the 6th day of April, 1917, and the 2nd day of July, 1921, or from injuries sustained or diseases contracted while in service and for children of parents having been a bona fide resident of Florida for five years next preceding application for benefits under this Act and providing for rules, restrictions and limitations hereof; providing for the manner and application of sums appropriated and expended under this Act and withdrawing of the benefit of this Act for such child or children; providing for the appropriation of monies and its application therefor in regards to benefit set forth under this Act."

Was taken up.

Senator McKenzie moved that the rules be waived and House Bill No. 298 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 298 was read the second time by title only.

Senator McKenzie moved that the rules be further waived and House Bill No. 298 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 298 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Beall, Black, Butler, Dame, Dugger, Gomez, Graham, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Parker, Parrish, Sharit, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Mapoles moved that the rules be waived and the Senate do now take up and consider House Bill No. 1704, out of its order, at this time.

Which was not agreed to.

Senator Holland moved that the Senate do now reconsider the vote by which House Bill No. 444 passed the Senate on May 31, 1937.

Which was agreed to and it was so ordered.

Senator Holland moved that further consideration of House Bill No. 444 be informally passed, the bill retaining its place on the Calendar of Special and Continuing Orders.

Which was agreed to and it was so ordered.

By unanimous consent Senator Wynn withdrew Senate Bill No. 353.

Senator Kendrick moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 585, out of its order, at this time.

Which was not agreed to.

House Bill No. 70:

A bill to be entitled An Act relating to taxation and amending Chapter 15,659, Laws of Florida, Acts of 1931, being "An Act relating to taxation, levying and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or other like product of petroleum; providing for the report of sale of such commodities, and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes, and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto, and declaring certain roads to have been and to be built for State purposes and as being State undertakings; repealing Chapter 14,575, Laws of Florida, Acts of 1929, relating to the subject of gasoline taxes; repealing Chapter 14,573, Acts of 1929, relating to the subject of gasoline taxes, and raising special revenue for educational purposes, and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof"; by adding thereto Section 21 requiring every dealer in gasoline, or other like products of petroleum, to add to the sales price thereof the tax levied by Chapter 15,659, Laws of Florida, Acts of 1931, so that the tax will be paid ultimately by the user of the gasoline, or other like products of petroleum.

Was taken up.

Senator Tervin moved that the rules be waived and House Bill No. 70 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 70 was read the second time by title only.

Senator Tervin moved that the rules be further waived and House Bill No. 70 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 70 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Beacham, Beall, Butler, Clarke, Dugger, Gomez, Graham, Hodges, Holland, Johns, Kanner, McArthur, Mc-

Kenzie, Mapoles, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Westbrook, Wynn—24.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

By unanimous consent Senator Tillman withdraw Senate Bill No. 694.

Senator Parrish moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 4:51 o'clock P. M.

The Senate emerged from Executive Session at 5:19 o'clock P. M., and resumed its Session.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Butler Clarke, Coulter, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—36.

A quorum present.

The President in the Chair.

By permission, the following Reports of Committee were filed:

REPORTS OF COMMITTEES

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 1057:

A bill to be entitled An Act providing for the employment of a stenographer for clerical help in the office of State Attorney in all Judicial Circuits of Florida having six counties only, and two Circuit Judges, and a population of more than 90,000, according to the last State census, and providing for the compensation of such stenographer for clerical help.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 1057, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred:

House Bill No. 887:

A bill to be entitled An Act to provide for the printing and distribution of pamphlet copies of the Constitution of the State of Florida.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And House Bill No. 887, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 261:

A bill to be entitled An Act prohibiting foreign trust companies and banks not authorized to do business in Florida from transacting trust business or exercising trust powers in this State.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 261, contained in the above report, was ordered to be certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 575:

A bill to be entitled An Act requiring the Comptroller of the State of Florida to cancel all tax certificates held by the State of Florida which were issued after said lands were acquired by the United States by option, lease, purchase, condemnation, possession, or otherwise, and to cancel and annul all tax liens acquired by the State by virtue of assessment and levy after the date which said lands were acquired by the United States by option, lease, purchase, condemnation, possession, or otherwise; providing for the duties of the State Comptroller and Clerk of the Circuit Court in carrying out the terms and provisions of this law.

Have carefully examined same, and find same correctly engrossed and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 575, contained in the above report, was ordered to be certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 1087:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court as Auditor and as Clerk of the Board of County Commissioners in counties having a population of not less than 5,400 and not more than 5,450, according to the last Federal census, providing for the payment of such compensation and prescribing the time when this Act shall become a law.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 1087, contained in the above report, was ordered to be certified to the House of Representatives.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator McKenzie, Chairman of the Joint Committee on

Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 60:

A bill to be entitled An Act to regulate the carrying of firearms out of hunting season within the territorial limits of National Forest Areas in the State of Florida, and providing penalties for violation of same.

Also—

House Bill No. 420:

A bill to be entitled An Act granting leaves of absence for governmental officers and employees who as Commissioned Reserve Officers in the United States Military or Naval Service are ordered to an active duty status for training or otherwise, under orders of the United States Government.

Also—

House Bill No. 1260:

A bill to be entitled An Act to designate and establish a certain State Road in Brevard County, Florida, as a part of the system of State Roads for State of Florida.

Also—

House Bill No. 1440:

A bill to be entitled An Act authorizing, empowering and directing the State Board of Administration to sell certain bonds held by said board in the interest and sinking fund account of Brevard County, Florida, to the purchaser or purchasers that the Board of County Commissioners of Brevard County, Florida, shall by Resolution direct at and for such sum or sums set forth in said Resolution.

Also—

House Bill No. 1435:

A bill to be entitled An Act to regulate the season for taking or killing certain ducks in all counties having a population of not less than 51,000 and not more than 56,000, according to the State Census of Florida for the year 1935.

Also—

House Bill No. 1491:

A bill to be entitled An Act providing for the creation of a Delinquent Tax Adjustment Board for Brevard County, Florida, prescribing the powers and duties of such board; providing for the creation of Delinquent Tax Adjustment Board of Appeals, and prescribing the powers and duties of such board; providing for the compromise and adjustment of Tax Sale Certificates held by the State upon certain conditions.

Also—

House Bill No. 1518:

A bill to be entitled An Act defining, designating and limiting the open season in which it may be lawful to take, hunt and kill wild game birds in DeSoto County, Florida.

Also—

House Bill No. 1520:

A bill to be entitled An Act to provide, upon payment in cash of all taxes due the State of Florida, for the cancellation and release of all Indian River County and Special District taxes, tax sale certificates and tax deeds issued to and owned by the County of Indian River and/or Special Taxing Districts, on certain lands in the City of Vero Beach, Indian River County, Florida, in which said City of Vero Beach has an interest, for the public good and benefit, more particularly described as follows: All those certain lots or parcels of land lying and being in McAnsh Park, a subdivision in the City of Vero Beach, Florida, according to the plat of said subdivision recorded in the office of the Clerk of the Circuit Court of Indian River County, as follows:

Also—

House Bill No. 1523:

A bill to be entitled An Act prohibiting, in Levy County,

Florida, the pursuing, taking, hunting or killing of any game, game birds or game animals on Monday, Wednesday and Friday of each week during the period which, under any law, the hunting, pursuing, taking or killing is permitted by the laws of the State of Florida; providing a penalty for the violation of this Act and repealing all laws and parts of laws in conflict with this Act; and providing that this Act shall take effect immediately upon its passage and approval by the Governor or its becoming a law without such approval.

Also—

House Bill No. 1527:

A bill to be entitled An Act to amend Chapter 6050 of the Laws of Florida, Acts of 1909, being "An Act to legalize the Town Government of Dunnellon, Florida, to fix the corporate limits, and to provide a common seal therefor, and to grant a charter to said municipality" by changing certain sections thereof and adding other Sections thereto enlarging the powers of local self government of said municipality, and repealing all laws and parts of laws in conflict herewith.

Also—

House Bill No. 1529:

A bill to be entitled An Act to amend the Acts creating the City of Cocoa; to provide for the method of adoption, publication and effective date of ordinances; that appropriations and tax levies may be made by resolution; to grant authority to the City of Cocoa to regulate and restrict the location of trades and industries and buildings and zoning the city; relating to the waterworks system and the acquirement or construction of docks and issuing bonds therefor; the cancellation of liens against property acquired for public purposes; the cancellation of liens against property excluded from the city; the validation of tax levies made by the city; and for other purposes.

Also—

House Bill No. 1530:

A bill to be entitled An Act providing for the lawful taking of fish by the use of wire baskets in the fresh waters of all counties of the State of Florida having a population of not less than four thousand and two hundred and fifty (4,250) and not more than four thousand and four hundred (4,400), according to the State Census of 1935, and providing the size of mesh of wire to be used in such wire baskets so used, and repealing all laws in conflict with this Act.

Also—

House Bill No. 1531:

A bill to be entitled An Act authorizing and directing the State Board of Administration to pay any coupon or coupons that the Board of County Commissioners of any county having a population of not less than 14,554 and not more than 14,560, according to the State Census of 1935 may specify and direct by resolution and at the price per coupon specified in said resolution, and conferring certain powers, duties and authorities upon the State Board of Administration with reference thereto.

Also—

House Bill No. 1535:

A bill to be entitled An Act to authorize the cancellation of delinquent County Taxes on property acquired by the City of Kissimmee through tax foreclosure sales, or otherwise, against certain lands in Osceola County, Florida, when said property is used for municipal purposes, and directing the proper State and county officials to show such cancellation upon the public records.

Also—

House Bill No. 1539:

A bill to be entitled An Act to prohibit hogs from running at large in Osceola County, and providing for impounding and a penalty for the violation thereof.

Also—

House Bill No. 1541:

A bill to be entitled An Act to fix the compensation to be paid to the City Commissioners of the City of Miami, Florida, a municipal corporation, and an additional sum to be paid to the Mayor Commissioner of said City of Miami, Florida; providing that said compensation shall be paid by the City of Miami, and providing for a referendum thereon.

Also—

House Bill No. 1543:

A bill to be entitled An Act amending Section 24 of the Chapter 17176, General Laws of the State of Florida as approved May 28th, 1935 and filed in the office of the Secretary of the State June 10th, 1935, which is An Act entitled "An Act authorizing all counties having a population of over 180,000 according to the last or any future official Federal and State census and all cities and Towns located in said counties, to construct, acquire, improve, extend, operate and maintain certain public works, undertakings and projects; prescribing the mode of procedure for and regulating the issuance and sale of bonds and other obligations to finance such works, undertakings and projects, providing for the payment of such bonds and other obligations; and authorizing agreements with the holders of such bonds and other obligations" by extending the time allowed for borrowing money and issuing bonds to December 31st, 1939.

Also—

House Bill No. 1544:

A bill to be entitled An Act to authorize the commission of the City of Miami, Florida, to establish a fund or funds for the relief or pension of persons in the classified and unclassified service of said city; providing for the receiving of gifts, devises and bequests of money or property for the benefit of such fund or funds; providing for the power to raise by taxation amounts not to exceed two mills on the dollar for such purpose; and to provide that, until the commission shall establish a fund or funds for the relief or pension of persons in the classified or unclassified service as provided in this Act, existing Laws and existing funds for the relief or pension of persons employed by the City of Miami shall continue in full force and effect.

Also—

House Bill No. 1554:

A bill to be entitled An Act requiring the trustees of Atlantic-Gulf Special Road and Bridge District, situated in Indian River and Osceola Counties, Florida, to each give a bond in some approved surety company authorized to do business in Florida, payable to the Governor of Florida, and his successors in office, in the sum of Two Thousand Dollars, conditioned for the faithful performance of the duties of such trustee.

Also—

House Bill No. 1566:

A bill to be entitled An Act to amend Sections 5 and 21 of Chapter 9820, Acts of Legislature of 1923, being Sections 5 and 21 of the Charter of the City of Leesburg, Florida.

Also—

House Bill No. 1587:

A bill to be entitled An Act providing for the employment, duties and compensation of Special Investigators for the Criminal Courts of Record, in all Counties in the State of Florida having a population of one hundred and eighty thousand (180,000) or more, according to the last State Census, to assist the County Solicitors in said counties in the investigation, detection and punishment of crimes committed within said counties.

Also—

House Bill No. 1589:

A bill to be entitled An Act providing for the employment of Assistants to County Solicitors of Criminal Courts of Record in all Counties of the State of Florida having a population of one hundred and eighty thousand (180,000) or more, according to the last State Census.

Also—

House Bill No. 1590:

A bill to be entitled An Act providing for the compensation, sustenance, per diem, and mileage allowance for material witnesses in criminal cases residing in, beyond, within and outside the State of Florida, subpoenaed to appear before any Circuit Court, Criminal Court of Record, Grand Jury and/or County Solicitor in all Counties of the State of Florida having

a population of more than 180,000 according to the last State Census.

Also—

House Bill No. 1593:

A bill to be entitled An Act to amend, revise and re-enact the title to, and Sections 1, 2, 3, and 5 of Chapter 15,162, Laws of Florida, Acts of 1931, entitled: "An Act to authorize the City of DeLand, a municipal corporation located in Volusia County, Florida, to purchase or otherwise acquire property, real and personal, either within or without the corporate limits of the said City of DeLand, for golf courses, playgrounds, parks and other health and recreational facilities, and to grant to the said City of DeLand the right, power and authority to regulate or restrict the use thereof and to fix, charge and collect such reasonable rates for the use thereof as shall be deemed advisable, to levy and collect a Special Tax to provide funds to carry out the purposes of such Act, to construct, erect and maintain on any such property a jail, stockade or other buildings for the purpose of confining and housing persons convicted of violating the city ordinances of the said City of DeLand, and to require such persons to perform such labor as their health and strength will permit, in laying out, constructing, equipping and maintaining such golf courses, playgrounds, parks and other health and recreational facilities," to include airports.

Also—

House Bill No. 1595:

A bill to be entitled An Act to amend Section 14 of Chapter 14377, Laws of Florida, Acts of 1929, entitled "An Act to abolish the present municipality of the City of St. Cloud, Osceola County, Florida, and to create and establish a municipal corporation to be known as the City of St. Cloud, in Osceola County, Florida; to prescribe the territorial limits thereof; to prescribe the form of government and confer certain powers upon said municipality and the officers thereof; and to provide for the carrying into effect of the provisions of this Act."

Also—

House Bill No. 1596:

A bill to be entitled An Act authorizing the Board of Public Instruction for the County of Polk, State of Florida, to issue interest bearing time warrants or certificates of indebtedness of Special Tax School District Number Four of Polk County, Florida, in an amount not to exceed \$25,000.00; authorizing said board to fix the date, maturities, place of payment and interest rate or rates on said certificates; providing for the levy of a tax on taxable property in said district for the payment of said certificates and interest thereon; and providing that said certificates shall be subject to call at any interest date at par plus accrued interest.

Also—

House Bill No. 1598:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all acts and proceedings of the City Commission of the City of New Smyrna, Florida, heretofore done and taken in connection with the affairs of said City and ratifying, confirming, validating and legalizing all acts and proceedings of W. E. Swoope, C. E. Griffin and J. T. Courtney, as members of the City Commission of said City, done and taken during their respective terms of office.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

H. S. McKENZIE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., June 1, 1937.

Hon. D. Stuart Gillis,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Committee Substitute for House Bill No. 72:

A bill to be entitled An Act giving consent by the State of Florida to be sued and made a party defendant in suits in

equity brought by any County, City, Village or Town of this State to foreclose its Tax or Assessment Liens on property located therein, so that State Tax Liens against such property may be adjudicated and the State receive its proper and proportionate share of the proceeds of any foreclosure sale in such proceedings in satisfaction of such State Tax Liens; providing that the County and Taxing Districts may be made parties to such suits so as to adjudicate and satisfy their tax liens therein; providing that such suits shall be cognizable only in the Court of the State of Florida, and for the venue of such suits and the service of process therein; providing that the Attorney of Record for the County shall represent its interest and that of the State in such suits and authorizing the recovery of reasonable fees by the City, Village or Town and the County for the services of their respective Attorneys therein.

Also—

House Bill No. 630:

A bill to be entitled An Act to amend Section 9 of Chapter 16880, Acts of 1935, Laws of Florida, the same relating to corporations.

Also—

House Bill No. 801:

A bill to be entitled An Act to amend Sections 3335, Revised General Statutes, being Sections 5179, Compiled General Laws of Florida, 1927, relating to the salary of Judge of County Court.

Also—

House Bill No. 909:

A bill to be entitled An Act to prescribe the Commissions and fix the compensations of the County Assessor of Taxes in the various Counties of the State of Florida having a population of not less than 50,000 and not to exceed 52,500, according to the last State Census.

Also—

House Bill No. 1063:

A bill to be entitled An Act to amend Chapter 17115, Laws of Florida, Acts of 1935, entitled "An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida and providing for the enforcement of the provisions of this Act, and for the punishment of violation thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act;" providing that persons, firms or corporations operating motor vehicles over and upon State Road Number Seventy-Eight and the territory adjacent to said State road within a radius of ten miles thereof shall be exempted from the provisions of said Act and from commission, jurisdiction and control.

Also—

House Bill No. 1280:

A bill to be entitled An Act to repeal Chapter 11924, Laws of Florida, Acts of 1927, same being An Act providing for the payment of the members of the Board of County Commissioners in counties having a population of between seven thousand nine hundred sixteen and eight thousand according to the last State census.

Also—

House Bill No. 1281:

A bill to be entitled An Act to repeal Chapter 12216, Laws of Florida, Acts of 1927, same being An Act to fix the compensation of members of the County Board of Public Instruction in counties having a total assessed valuation of not less than \$5,268,588.00 and not more than \$5,268,589.00 for the year of A. D. 1926.

Also—

House Bill No. 1282:

A bill to be entitled An Act to repeal Chapter 12263,

Laws of Florida, Acts of 1927, same being An Act providing for the payment of School Board members in counties having a population of between seven thousand nine hundred sixteen (7,916) and eight thousand (8,000) according to the last State census.

Also—

House Bill No. 1285:

A bill to be entitled An Act to repeal Chapter 14655, Laws of Florida, Acts of 1931, same being An Act with reference to the duties, fees, commission, salaries and compensation of either the Clerk of the Circuit Court, the Sheriff, the County Judge, the County Assessor of Taxes, the Superintendent of Public Instruction, the Tax Collector, the Clerk of the Board of County Commissioners in all counties of the State of Florida having a population of not less than ten thousand six hundred thirty and not more than ten thousand six hundred fifty according to the 1930 United States census for Florida to fix and determine the total compensation to be paid to any such officer covered by the Act providing for the fixing and number of all compensation of all deputies, clerks, employees and assistants of such officers to provide for the duties of each such officer and of the Board of County Commissioners with reference to all of the above, to provide for the distribution of all fees, commissions and salaries or either, collected by such officers and other matters in relation thereto.

Also—

House Bill No. 1347:

A bill to be entitled An Act authorizing the Clerks of the Circuit Court in each of the several counties of the State of Florida having a population of not less than 7,000 and not more than 7,200, according to the last State Census to settle outstanding Tax Sales Certificates held by the State of Florida on lands in such counties upon the basis of the last assessed valuation against such lands, where such last assessed valuation is less than the regular valuation and to waive all interest on such taxes.

Also—

House Bill No. 1383:

A bill to be entitled An Act establishing and creating a breeding ground and reservation for salt water fish in the inland water of certain areas in the State of Florida; describing said areas; prohibiting the use of seines, stop nets and similar devices in said area; regulating the size of mesh of nets and seines and the size of twine used in the manufacture of nets and seines used in said area; prohibiting stop netting and dragging or hauling of any seines or nets in said area; making it unlawful to use nets or seines in certain ways in said waters making it unlawful to possess certain nets and seines in said areas providing for destruction of nets and seines used in the violation of this Act; defining terms used herein and providing penalties for violation thereof; providing for the time of taking effect of this Act.

Also—

House Bill No. 1394:

A bill to be entitled An Act prescribing and regulating the compensation of all ex-officio supervisors of registration in certain counties having a population of not less than 14,550 and not more than 14,600, according to the last Federal Census of the State of Florida.

Also—

House Bill No. 1396:

A bill to be entitled An Act providing for counties having a population of One Hundred and Eighty Thousand or more inhabitants according to the latest Federal or State Census to supplement the State salaries of Resident Circuit Judges from its general revenue and making same a county purpose.

Also—

House Bill No. 1423:

A bill to be entitled An Act to validate and confirm certain adjustments and compromises of taxes heretofore consummated by the Tax Collector, Clerk of the Circuit Court and Board of County Commissioners of St. Lucie County, Florida, under color of legal authority.

Also—

House Bill No. 1424:

A bill to be entitled An Act providing for the cancellation

of bonds and other obligations, and coupons thereof, used in payment of county and district taxes of St. Lucie County, Florida.

Also—

House Bill No. 1429:

A bill to be entitled An Act authorizing the Town Council of the Town of Edgewater, Florida, to define certain things as public nuisances within the limits of said Town, authorizing said Town to abate and prevent the same, to collect the cost of such abatement from the real estate upon which such nuisances may exist or be threatened to exist by making the same a lien upon such real estate, providing for the collection of such lien and its enforcement, and providing for a referendum election for the approval of said Act.

Also—

House Bill No. 1437:

A bill to be entitled An Act creating and incorporating a Special Taxing District in Brevard County, Florida, to be known and designated as Brevard Mosquito Control District; fixing and prescribing the boundaries of said district; providing for the government and administration of the same; providing and defining the powers and purposes of said district and of the governing body thereof; authorizing and empowering said district to construct canals, ditches, drains, dikes and the filling of depressions, lakes, ponds or marshes that are the breeding places of mosquitoes; and to do any and all things necessary for the control and complete elimination of all species of mosquitoes in said district; and empowering said district to borrow money on the notes of said district; authorizing and providing for the levy and collection of taxes for the carrying on of mosquito control work; and for the doing of all Acts and things that may be necessary for the control and complete elimination of mosquitoes in said district; to prevent injury to any works constructed under or in pursuance of this Act; and providing penalties therefor; and authorizing and prescribing generally the powers and duties of said district and its governing authority.

Also—

House Bill No. 1442:

A bill to be entitled An Act creating a Board of Public Instruction consisting of five members for each county of the State of Florida having a population of not less than 140,000, according to the last preceding State or Federal census; providing for the nomination and election of members of such boards; prescribing the powers, duties and compensation of such boards and the members thereof; prescribing certain duties of other officers incident to the functions of such Boards of Public Instruction; and repealing all laws and parts of laws in conflict herewith.

Also—

House Bill No. 1461:

A bill to be entitled An Act to repeal Chapter 14897, Laws of Florida, Acts of 1931, same being an Act to provide that the members of the Board of Public Instructions of all counties having a population of not less than ten thousand and not more than eleven thousand according to the 1930 United States census for Florida, shall reside in each district from which he is elected and each district that he represents as a member of the Board of Public Instruction of such county and to provide the penalties for the violation of this Act.

Also—

House Bill No. 1532:

A bill to be entitled An Act authorizing the creation of a delinquent tax adjustment board of the City of Cocoa; prescribing its duties, powers and limitations and the period of its existence; and authorizing said board to adjust, compromise and settle delinquent taxes and special assessments; and for other purposes.

Also—

House Bill No. 1536:

A bill to be entitled An Act fixing the compensation of the Board of County Commissioners in all Counties of the State of Florida having a population of more than 9600 and less than 9,75 according to the State Census of A. D. 1935.

Also—

House Bill No. 1551:

A bill to be entitled An Act granting additional powers to

the Town of Palm Beach, Florida, and authorizing the Town of Palm Beach, Florida, to levy special assessments against land especially benefitted by the construction of bulkheads and groynes; ratifying, validating, approving and confirming assessments heretofore made against lands within the Town of Palm Beach, Florida, for the erection of groynes and bulkheads; amending the Charter of the Town of Palm Beach with relation to the procedure for authorizing such assessments and levying assessments therefor; authorizing an annual appropriation by the Town Council not to exceed \$1,000.00, for distributing or disseminating information relative to said municipality; and repealing all laws in conflict herewith, and providing when this Act shall take effect.

Also—

House Bill No. 1552:

A bill to be entitled An Act to validate all Tax Assessment Rolls of the Town of Palm Beach, Florida, and the levies of taxes by said Town, and the sale by said Town of Palm Beach, Florida, of lands for non-payment of taxes to said Town.

Also—

House Bill No. 1553:

A bill to be entitled An Act to prescribe and establish the boundaries and territorial limits of the Town of Palm Beach, Palm Beach County, Florida, and to approve and confirm ordinances and official acts heretofore taken extending the limits of said Town.

Also—

House Bill No. 1578:

A bill to be entitled An Act to authorize the City of Jacksonville Beach, Duval County, Florida, to provide and prescribe zoning regulations affecting said city.

Also—

House Bill No. 1582:

A bill to be entitled An Act to cancel and annul interest penalties on real property taxes assessed by the City of St. Cloud for the years 1932, 1933, 1934 and 1935, and providing that no interest penalties shall hereafter be added to or collected by said city on said taxes assessed for said years.

Also—

House Bill No. 1583:

A bill to be entitled An Act to enable, authorize and empower the County of Seminole, Florida, to establish a Public County Hospital; to regulate the manner of establishment; to provide for the submission of said question to the electors at the next general election or the calling of a special election for the submission of said question to the electors in said county who are freeholders and to provide for the qualifications of those allowed to vote; to provide for a tax levy for the establishment and maintenance of said hospital and the submission of same in said election; to provide for the issuance of bonds or certificates of indebtedness in anticipation of the collection of said tax levy as determined; to authorize the purchase of property and the erection of buildings and equipment of same; To regulate the manner of operation and maintenance, and to provide that no money shall be required to be expended herein or tax levy be required to be made unless the Government of the United States of America appropriates and allots not less than 40 per cent of the actual cost of erecting of said hospital buildings.

Also—

House Bill No. 1584:

A bill to be entitled An Act to cancel certain bonds issued by the County of Seminole, Florida, and by the Board of Public Instruction for the County of Seminole, State of Florida, now in the custody of the Clerk of the Circuit Court of the County of Seminole, and heretofore accepted in payment of taxes as by law provided, and to authorize the disposition of same by the said Clerk of the Circuit Court.

Also—

House Bill No. 1585:

A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Seminole County, Florida, to regulate traffic and the operation of motor vehicles upon the highways in Seminole County; to install "Stop Signs" at designated intersections and cross-roads, and to erect, install and maintain any and all character of signs and notices or safety devices upon the highways in said county at intersec-

tions, crossings, siding or otherwise which will tend to the safety and welfare of the public using said highways or roads, and to provide for the payment of the expense thereof.

Also—

House Bill No. 1586:

A bill to be entitled An Act prohibiting and making it unlawful for live stock to run or roam at large in the following territory in Seminole County, Florida, to-wit Sections Fifteen (15), Sixteen (16), Twenty-one (21), Twenty-two (22), Twenty-seven (27), Twenty-eight (28), Thirty-three (33), Thirty-four (34), and South Quarter (S $\frac{1}{4}$) of Section Nine (9), all in Township (20) South, Range Thirty-two (32) East; providing for the impounding of all such live stock found running or roaming at large and for fees for said impounding and the collection thereof; providing for the sale or other disposition of all live stock impounded; making it a misdemeanor to allow such live stock to run or roam at large in violation of this Act and making the owner of such live stock running or roaming at large in said territory, liable for all damages caused by said live stock and providing a lien therefor, and providing for the submission of said question to the qualified electors in Precinct Number Six (6) in Seminole County at the next general election, and the effective date of said Act.

Also—

House Bill No. 1588:

A bill to be entitled An Act relating to witnesses in criminal cases pending before the Grand Jury, County Solicitor and/or certain courts in all counties in the State of Florida, having a population of more than 180,000 according to the last State census; providing for recognizance, detention and bail of material witnesses in criminal cases in said counties.

Also—

House Bill No. 1592:

A bill to be entitled An Act to amend and supplement the charter of the City of St. Cloud by creating a civil service board for said city, defining its membership, powers and duties, and prescribing rules and regulations for civil service and applicants and employees.

Also—

House Bill No. 1594:

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes and sales of tax certificates made by the City of New Smyrna, Volusia County, Florida, for the years A. D. 1930, 1931, 1932, 1933, 1934, 1935 and 1936, and authorizing the collection of said taxes in the manner provided by law.

Also—

House Bill No. 1604:

A bill to be entitled An Act authorizing the Board of Public Instruction for the County of Polk, State of Florida, to issue interest bearing time warrants or certificates of indebtedness for the purpose of funding outstanding indebtedness of Special Tax School District Number Twenty-two of Polk County, Florida, in an amount not to exceed \$5,000.00; authorizing said board to fix the date, maturities, place of payment and interest rate or rates on said certificates; providing for the levy of a tax on taxable property in said district for the payment of said certificates and interest thereon; and providing that said certificates shall be subject to call at any interest date at par plus accrued interest.

Also—

House Bill No. 1607:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all acts and proceedings of the City Commission of the City of Daytona Beach, in the County of Volusia, State of Florida, and of the City Manager, City Clerk and Collector and City Treasurer of the said city heretofore done and taken in connection with the affairs of said city and ratifying, confirming, validating and legalizing all acts and proceedings of the City Commission, City Manager, City Clerk and Collector and City Treasurer, done and taken during the years 1934 to 1936 inclusive.

Also—

House Bill No. 1616:

A bill to be entitled An Act authorizing the State Board of Administration of the State of Florida, with the consent of the Board of County Commissioners of Volusia County, Florida, to accept refunding bonds and refunding time warrants held by Volusia County, Florida, or any special road and bridge district of said county, and further authorizing the Board of County Commissioners of Volusia County, Florida, to sell, exchange and refund any bonds, time warrants or other securities owned and held by Volusia County, Florida, and repealing all laws in conflict herewith.

Also—

House Bill No. 1618:

A bill to be entitled An Act relating to the compensation of the Clerk of the Criminal Court of Record for services performed in all cases before any Criminal Court of Record in all counties of the State of Florida having a population of not less than Fifty-one Thousand and not more than Fifty-six Thousand, according to the State Census of Florida for 1935.

Also—

House Bill No. 1638:

A bill to be entitled An Act regulating the way and manner of security license to sell and deal in liquors, wines and other beverages containing more than fourteen per centum of alcohol, by weight, to be consumed on the premises where sold in Lee County, Florida; providing for petition for such license; giving incorporated municipalities in Lee County, Florida, the right to make regulations for selling beverages containing more than one per centum of alcohol; regulating sale of alcoholic beverages to be consumed on the premises where sold in Lee County, Florida; providing for penalties for violation of this Act; repealing all laws in conflict with this Act and fixing effective date thereof.

Also—

House Bill No. 1658:

A bill to be entitled An Act abolishing the Board of Bond Trustees of Union County, Florida, as created by Chapter 11259, Laws of Florida, 1925, or by any other law, and investing the Board of County Commissioners of Union County, Florida, with all of the powers and duties and privileges now exercised by or imposed upon said Board of Bond Trustees, and vesting the title to all property now held in the name of the said Board of Bond Trustees of Union County, Florida, in the Board of County Commissioners of Union County, Florida.

Also—

House Bill No. 1669:

A bill to be entitled An Act to validate, ratify and confirm certain provisions of the levy ordinance of the City of Winter Haven, providing for the tax levy of said city for the year 1936.

Also—

House Bill No. 1689:

A bill to be entitled An Act to fix the compensation of the County Commissioners of Columbia County, Florida; providing that such compensation shall be in lieu and stead of all compensation and prerequisites now allowed by law; and providing for the method of payment thereof.

Also—

House Bill No. 1691:

A bill to be entitled An Act giving the Board of County Commissioners of St. Johns County, Florida, the power to construct and maintain an Ocean Pier on Anastasia Island within said County on Atlantic Ocean; to take steps to obtain aid from the Federal Government in connection with the construction of such a pier; to buy, sell, acquire and exchange land in connection with said pier provided that said land is in the immediate vicinity of such a pier; and providing for a referendum in which a majority of the qualified freeholders shall participate and in which a majority voting shall approve this Act before it shall become effective.

Also—

House Bill No. 1711:

A bill to be entitled An Act authorizing the Board of Public Instruction for the County of Polk, State of Florida, to issue interest bearing time warrants or certificates of indebtedness

for the purpose of funding outstanding indebtedness of Special Tax School District Number Sixteen of Polk County, Florida, in an amount not to exceed \$5,000.00; authorizing said board to fix the date, maturities, place of payment and interest rate or rates on said certificates; providing for the levy of a tax on taxable property in said district for the payment of said certificates and interest thereon; and providing that said certificates shall be subject to call at any interest date at par plus accrued interest.

Also—

House Bill No. 1717:

A bill to be entitled An Act to authorize Duval County, a political subdivision of the State of Florida, to appropriate monies from the General Fund of Duval County to the American Red Cross Volunteer Life Saving Corps for use by it in patrolling the Ocean Beaches in Duval County and to validate and confirm appropriations heretofore made by Duval County to the American Red Cross Volunteer Life Saving Corps.

Also—

House Bill No. 1722:

A bill to be entitled An Act providing for the office of Purchasing Agent for Dade County, Florida, prescribing his powers and duties and fixing his salary.

Also—

House Bill No. 1725:

A bill to be entitled An Act relating to the expenditure and distribution of moneys derived from gasoline taxes placed to the credit of Okeechobee County and providing that two hundred and fifty-three/Eleven Hundred and forty-thirds (253/-1143) of the moneys placed to the credit of said County each month by the State Board of Administration be remitted by the Board of Administration to such County to be used exclusively for the purpose of paying principal of and interest on the Courthouse Bonds and Jail Time Warrants of such County and bonds issued to refund the same, or at the option of the County for the purpose of purchasing such Bonds and Time Warrants.

Also—

House Bill No. 1730:

A bill to be entitled An Act relating to the sale or exchange of real property of the County of Orange, in the State of Florida.

Also—

House Bill No. 1735:

A bill to be entitled An Act authorizing the State Board of Administration to purchase bonds of Special Tax School Districts Nos. 1 and 2 of St. Johns County, Florida, upon recommendation of the Board of County Commissioners of said county from funds under the control of said Board of Administration to the credit of said county.

Also—

House Bill No. 1738:

A bill to be entitled An Act to exclude from the city limits of Bartow, Florida, certain property.

Also—

House Bill No. 1741:

A bill to be entitled An Act concerning the authority of the City Tax Collector of the City of Tampa to certify delinquent taxes to the City Attorney of the City of Tampa.

Also—

House Bill No. 1743:

A bill to be entitled An Act to organize and establish a County Court in and for Calhoun County, Florida; to prescribe the terms thereof; to fix the compensation of the Judge thereof; to provide for its Prosecuting Attorney and for his compensation; and providing for a referendum.

Also—

House Bill No. 1745:

A bill to be entitled An Act to establish a game preserve in a certain portion of Nassau County, and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years.

Also—

House Bill No. 1748:

A bill to be entitled An Act authorizing and empowering the Broward County Port authority, the governing authority of the Broward County Port District, to donate, convey, transfer and deliver to the United States Government a suitable tract of land of an area not to exceed one-half acre at Port Everglades, Florida, in the Broward County Port District for the purpose of having constructed thereon by the United States Government a suitable custom house at Port Everglades, Florida, and other related matter.

Also—

House Bill No. 1752:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Highlands County, Florida, to issue, deliver, sell or to exchange certain interest bearing time warrants of said county, for the purpose of discharging past indebtedness and for certain other purposes, and providing for the assessment, levy and collection of a tax for the purpose of paying the interest, principal and a sinking fund thereon.

Also—

House Bill No. 1754:

A bill to be entitled An Act ratifying, validating, confirming and legalizing any and all levies and assessments and valuations of properties and levies of taxes made by and on behalf of the Town of Lantana, in Palm Beach County, Florida, from the year A. D. 1925 up to and including the year A. D. 1936.

Also—

House Bill No. 1758:

A bill to be entitled An Act authorizing the issuance of refunding bonds by the City of Delray Beach, Florida, for the purpose of refunding indebtedness of the former municipalities now merged and consolidated into the City of Delray Beach and authorizing the levy and collection of taxes to pay such refunding bonds.

Also—

House Bill No. 1759:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all assessments, assessment rolls, valuations of properties, levies of taxes and delinquent tax certificates heretofore made by the City of Eustis, Lake County, Florida, prior to this Act becoming effective, together with all Acts and proceedings had, done and performed by the duly constituted authorities and officials of said city in connection therewith, authorizing the collection of said taxes and delinquent tax certificates, and authorizing said City of Eustis, Florida, to sell and assign any and all outstanding delinquent tax certificates now held or hereafter acquired by said City, and granting to the purchasers thereof the rights and remedies for the enforcement of the collection of said certificates as possessed by the City.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

H. S. McKENZIE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 5:20 o'clock P. M., until 8:00 o'clock P. M., today.

NIGHT SESSION

The Senate reconvened at 8:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beall, Butler, Clarke, Coulter, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—31.

A quorum present.

Senators Harper and Beacham were excused from attendance upon the Session on account of illness.

Senate Bill No. 294 was taken up and the consideration thereof was informally passed.

Senate Bill No. 833:

A bill to be entitled An Act relating to the inspection, measurement, testing and analysis of gasoline, kerosene and signal oil; to define petroleum products; to authorize the Commissioner of Agriculture to define and fix standards for gasoline, kerosene and signal oil; to authorize the commissioner to make and promulgate rules for the proper enforcement of this Act; to authorize the collection and disbursement of an inspection fee on gasoline, kerosene and signal oil; to provide for the employment of a State Oil Chemist and clerical help and prescribe their duties; to provide for movable laboratories and the employment of chemists and other help for such laboratories; to authorize the commissioner to equip, maintain and operate an oil laboratory; to provide for testing and repairing pumps; to prohibit the sale of illegal and fraudulent petroleum products; to authorize inspectors to put stop-sale notices on illegal and fraudulent petroleum products; to provide for condemning and disposing of illegal and fraudulent petroleum products and of inaccurate pumps; to prescribe rules of evidence in trials for the violation of this Act; to declare that no right of property exists in illegal and fraudulent petroleum products; to provide for the enforcement of this Act and fix penalties for violations of its provisions; to authorize the commissioner to revoke certificates issued to distributors and to revoke licenses issued to retailers; to authorize the Commissioner of Agriculture to enforce the provisions of this Act; to define the duties of prosecuting attorneys in the enforcement of this Act; to authorize the payment of the expenses of the enforcement of this Act from the General Inspection Fund; and to repeal Chapter 7905, Laws of Florida, Acts 1919, and Chapter 10134, Laws of Florida, Acts 1925, and to repeal Sections 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, 3967, 3968, 3969, 3970, 3971 and 3972, of the Compiled General Laws of Florida, 1927.

Was taken up and read the second time in full.

Senator Holland moved that the rules be waived and Senate Bill No. 833 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 833 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Beall, Butler, Clarke, Coulter, Gomez, Graham, Hinely, Hodges, Holland, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Parker, Parrish, Savage, Sharit, Sweger, Tillman, Touchton, Walker, Westbrook, Wynn—26.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senate Bill No. 889:

A bill to be entitled An Act to create a Bureau of Inspection; to authorize the Commissioner of Agriculture to employ a Supervisor of Inspectors and Inspectors, fix the terms of their employment, the amount of their salaries and prescribe their duties; to authorize the Commissioner of Agriculture to employ a cashier, fix the term of his employment, the amount of his salary and prescribe his duties; to require the cashier to give bond; to authorize the Commissioner of Agriculture to employ the necessary clerical and other help in the Bureau of Inspection, fix the terms of their employment, the amount of their salaries and prescribe their duties; to create a general inspection fund; to abolish the offices of gasoline and oil, food, drug, fertilizer, milk, feed stuffs, egg and poultry inspectors; to provide for the disposition of the general inspection fund; to prescribe certain duties of the State Chemist and Assistant State Chemist; to repeal Sections 1, 2, 3, 4, 5 and 6, Chapter 10149 of the Laws of Florida, 1925; to repeal Sections 1, 2, 3 and 4 of Chapter 11998 of the Laws of Florida, 1927; and to repeal Sections 220, 221, 222, 223 and 224 of the Compiled General Laws of Florida of 1927.

Was taken up and read the second time in full.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 889:

In (typewritten bill), at the end of Section 2, strike out the period and insert the following: "Provided this Act shall not be construed to apply to inspectors of convicts as provided in Sections 8606, 8607, 8608, 8609, 8610 and 8611 of the Compiled General Laws of Florida of 1927.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman moved that the rules be waived and Senate Bill No. 889, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 889, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Butler, Coulter, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, Mapoles, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Westbrook, Wynn—24.

Nays—Senators Beall, Clarke, Dame, Dugger, Gomez, McArthur, McKenzie, Walker—8.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

By Unanimous consent Senator Holland withdrew Senate Bill No. 834.

Senator Beall moved that House Bill No. 1379 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

By unanimous consent Senator Beall withdrew Senate Bill No. 689.

By unanimous consent Senator Holland withdrew Senate Bill No. 446.

By unanimous consent Senator Mapoles withdrew Senate Bill No. 784.

By unanimous consent Senator Parrish withdrew Senate Bill No. 3.

House Bill No. 1335:

A bill to be entitled An Act to provide in the interest of the public health for the inspection of poultry sold, and offered for sale in the State of Florida; to provide certain regulations for dealers; to prescribe the powers and duties of the Commissioner of Agriculture in enforcing the provisions of this Act; to provide penalties and punishment for violation hereof; to provide for the seizure and destruction of poultry under certain circumstances; to repeal Chapter 17170, Laws of Florida, Acts of 1935; and to provide for other matters connected with the protection of the public health.

Was taken up and read the second time in full.

Senator Johns moved that the rules be waived and House Bill No. 1335 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1335 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Adams, Beall, Clarke, Coulter, Dame, Dugger, Graham, Hinely, Holland, Johns, Kanner, Kelly, McArthur, McKenzie, Parker, Parrish, Rose, Savage, Sharit, Tillman, Touchton, Westbrook—22.

Nays—Mr. President; Senators Butler, Gomez, Hodges, Kendrick, Mapoles, Sweger, Tervin, Walker—9.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Adams moved that House Bill No. 1933 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

Senator Tillman moved that the rules be waived and the Senate do now take up and consider Pensions Bills and Claim Bills.

Which was agreed to by a two-thirds vote.

House Bill No. 497:

A bill to be entitled An Act for the relief of David M. Walker, a resident of Hillsborough County, Florida, providing an appropriation for injuries and damages sustained by him while a member of the One Hundred and Sixteenth Field Artillery, Florida National Guards with the rank of Sergeant; providing for the State Treasurer and the State Comptroller of the State of Florida to draw and cause to be drawn a warrant in payment of said appropriation herein provided for and providing for the enforcement of this Act.

Was taken up.

Senator Tillman moved that the rules be waived and House Bill No. 497 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 497 was read the second time by title only.

Senator Tillman moved that the rules be further waived and House Bill No. 497 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 497 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Adams, Beall, Butler, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, McKenzie, Mapoles, Parker, Parrish, Rose, Savage, Sharit, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—26.

Nays—Mr. President; Senators Clarke, Kanner, McArthur—4.

So House Bill No. 497 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1937 Session of the Florida Legislature, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Mapoles moved that the rules be waived and the Senate do now take up and consider House Bill No. 1704, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 1704:

A bill to be entitled An Act granting a pension to Mrs. Julia Gray of Santa Rosa County, Florida.

Was taken up and read the second time in full.

Senator Mapoles moved that the rules be waived and House Bill No. 1704 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1704 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, McKenzie, Mapoles, Rose, Sharit, Tervin, Tillman, Touchton, Walker, Wynn—23.

Nays—Senators Clarke, Kanner, McArthur—3.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives immediately.

Senator Dugger moved that a committee be appointed to escort Honorable J. Edwin Larson, United States Collector of Internal Revenue for Florida, and former member of the Senate from the 29th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Dugger, Parrish and Hinely as the Committee.

Senator Dame moved that the rules be waived and the Senate do now take up and consider House Bill No. 286, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 286:

A bill to be entitled An Act providing for an allowance in the form of a pension of Twenty-Five Dollars monthly to Miss Ada Cooper Law and making an appropriation to take care of such an allowance or pension.

Was taken up.

Senator Dame moved that the rules be waived and House Bill No. 286 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 286 was read the second time by title only.

Senator Dame moved that the rules be further waived and House Bill No. 286 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 286 was read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Adams, Beall, Coulter, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, McKenzie, Mapoles, Rose, Sharit, Sweger, Tillman, Touchton, Walker, Westbrook, Wynn—23.

Nays—Mr. President; Senators Kanner, McArthur—3.

So House Bill No. 286 failed to pass by the required Constitutional two-thirds vote of all members elected to the Senate for the 1937 Session of the Florida Legislature.

Senator McArthur moved that the Senate do now reconsider the vote by which House Bill No. 286 failed to pass the Senate tonight.

Which was agreed to and the Senate reconsidered the vote by which House Bill No. 286 failed to pass the Senate tonight.

The question recurred on the passage of House Bill No. 286.

Pending roll call, Senator Beall moved that the further consideration of House Bill No. 286 be informally passed.

Which was agreed to and it was so ordered.

Senator Westbrook moved that the Senate do now revert to Special and Continuing Orders on the Calendar.

Which was agreed to.

SPECIAL AND CONTINUING ORDER

Senate Bill No. 508:

A bill to be entitled An Act relating to and regulating the marking and labeling of containers of canned citrus fruit and/or citrus juice; requiring that the label on such containers show in what State or Country the citrus fruit or citrus juice in such containers was produced or grown and requiring that any container of canned citrus fruit or citrus juice produced or grown in the State of Florida shall have the word "Florida" stamped into or embossed upon the tin, glass or other substance of which such container is made and prohibiting the use of any container bearing the word "Florida" for canned citrus fruit or citrus juice produced or grown outside of the State of Florida and providing penalties for violations hereof.

Was taken up and read the second time in full.

Senators Holland and Parrish offered the following amendment to Senate Bill No. 508:

In the (typewritten bill), immediately following Section 2 on page 2, insert a new section to read as follows:

"Section 2-A. The Florida Citrus Commission shall have full and plenary power to prescribe rules, regulations and orders governing the method and manner of marking the labels and embossing the tins, glass, and all other kinds of containers, including the size and type of the lettering, required under this Act."

Senator Parrish moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Parrish moved that the rules be waived and Senate Bill No. 508, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 508, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Coulter, Dame, Dugger, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, Mapoles, Parker, Parrish, Rose, Savage, Sharit, Sweger, Touchton, Westbrook—24.

Nays—Senator Tillman—1.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Rose moved that the time of adjournment be extended fifteen (15) minutes.

Which was agreed to and it was so ordered.

Senator Rose moved that the rules be waived and the Senate do now take up and consider House Bill No. 238, out of its order at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 238:

A bill to be entitled An Act regulating the issuance of marriage licenses; prescribing the time for issuance thereof, and fixing the minimum age of applicants therefor and providing certain exceptions to the minimum age requirement.

Was taken up and read the second time in full.

Senators Wynn, Beall, Sweger, Hodges, Adams, Beacham, Harper, McArthur, Clarke, Sharit, Mapoles and Dugger offered the following amendment to House Bill No. 238:

In Section 2, line 1 (typewritten bill), strike out the words and figures: Section 2 and insert in lieu thereof the following: Section 1.

Senator Parker moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senators Wynn, Beall, Sweger, Hodges, Adams, Beacham, Harper, McArthur, Clarke, Sharit, Mapoles and Dugger to House Bill No. 238, Senator Parker moved that the Senate do now adjourn.

Which was not agreed to.

The question recurred on the adoption of the amendment offered by Senators Wynn, Beall, Sweger, Hodges, Adams, Beacham, Harper, McArthur, Clarke, Sharit, Mapoles and Dugger to House Bill No. 238.

Which was not agreed to, so the amendment failed of adoption.

The Committee on Judiciary "A" offered the following amendment to House Bill No. 238:

In Section 1 (typewritten bill), at end of section add the following: "Provided, however, that if the applicant shall show by sworn petition presented to any Circuit Judge, having jurisdiction in the county of residence of the applicants, or either of them, that an emergency exists justifying, in the discretion of said Circuit Judge, the waiver of the provisions of this Section, said Circuit Judge shall have the authority by his written order to waive said provisions and to authorize the issuance of a marriage license to said applicants by the County Judge."

Senator Holland moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose moved that the rules be waived and House Bill No. 238, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 238, as amended, was read the third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Butler, Dame, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, Parrish, Rose, Savage, Sharit, Tillman, Touchton, Westbrook—19.

Nays—Senators Dugger, Graham, McArthur, Parker—4.

So the bill passed, as amended, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

The following explanation of vote was filed with the Secretary:

I vote "No" on House Bill No. 238 because I think that we have enough laws regulating peoples' private affairs without attempting to regulate the affairs of peoples' hearts.

A. G. McARTHUR.

Senator Westbrook, as Chairman of the Committee on Rules and Calendar, moved that Senate Bills Nos. 455, 456, 453, 452, 895, 727, 43 and 44 be added to the Calendar of Special and Continuing Orders, for consideration by the Senate in the order mentioned, following those now on the Special and Continuing Order Calendar.

Which was agreed to and it was so ordered.

Senator Tillman moved that the Senate do now adjourn.

Which was agreed to and the Senate stood adjourned at 10:31 o'clock P. M., until 10:00 o'clock A. M., Wednesday, June 2, 1937.

EXECUTIVE SESSION ANNOUNCEMENTS

The Senate in Executive Session on June 1, 1937, advised and consented to the following nominations made by the Governor:

Hay Y. Maines, Assistant State Attorney in and for the Eighth Judicial Circuit, State of Florida, for a term ending July 31, 1939.

Oscar H. Johnson, Custodian of Lost Timber and Lumber, Escambia County, State of Florida, for a term ending May 31, 1941.

William V. Albury, Judge of the Criminal Court of Record of Monroe County, State of Florida, for a term ending May 6, 1939.

Geo. L. Roberts, Harbor Master for the Port of St. Petersburg, Florida, for a term ending February 14, 1939.

J. A. Smith, M. A. Coleman, C. R. Mathis, Sr., J. E. Churchwell and A. M. Lewis, Commissioners of Pilotage, Port of Panama City, Florida, for terms of four years each, ending June 13, 1941.

Lloyd F. Boyle, Assistant State Attorney in and for the Ninth Judicial Circuit of the State of Florida, for a term ending July 31, 1939.

Burton Barrs, Judge of the Civil Court of Record of Duval County, State of Florida, for a term ending May 5, 1941.

The Senate in Executive Session on June 1, 1937, consented to the suspension and removal from office by the Governor, of:

J. H. Allen, Constable in and for District Number One, Santa Rosa County, State of Florida.

The Senate in Executive Session on June 1, 1937, refused to consent to the suspension and removal from office by the Governor, of:

J. L. Abbott, Justice of the Peace, in and for District No. 3, Santa Rosa County, State of Florida.